

THURSDAY, APRIL 29, 2021

THIRTY-FIRST LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Sexton.

The proceedings were opened with prayer by Antoni Sinkfield, Payne Chapel A.M.E.C., Nashville, TN.

Representative Love led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 91

Representatives present were Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Terry, Thompson, Todd, Towns, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton -- 91

EXCUSED

The Speaker announced that the following members have been excused, pursuant to requests under **Rule No. 20**:

Representative Byrd; illness

Representative Carter; illness

Representative Potts

Representative Lynn; business

Representative Travis

PRESENT IN CHAMBER

Rep. Stewart was recorded as being present in the Chamber.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 85 Reps. Hardaway, Lamar, Clemmons, Eldridge, Helton, Camper, Freeman, Thompson and Reedy as prime sponsors.

House Joint Resolution No. 98 Reps. Faison, Lamar, Kumar, Thompson, Camper, Terry, Miller, Dixie, Love, Clemmons and Hakeem as prime sponsors.

House Joint Resolution No. 490 Reps. Towns, Stewart, Camper, McKenzie and Miller as prime sponsors.

House Joint Resolution No. 535 Rep. Camper as prime sponsor.

House Joint Resolution No. 545 Reps. Halford and Clemmons as prime sponsors.

House Joint Resolution No. 546 Reps. Clemmons and T. Hicks as prime sponsors.

House Joint Resolution No. 548 Rep. Reedy as prime sponsor.

House Joint Resolution No. 549 Rep. Reedy as prime sponsor.

House Joint Resolution No. 552 Reps. Alexander and T. Hicks as prime sponsors.

House Joint Resolution No. 554 Rep. Leatherwood as prime sponsor.

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House Joint Resolution No. 557 Rep. Leatherwood as prime sponsor.

House Joint Resolution No. 558 Reps. Reedy, Boyd and Clemmons as prime sponsors.

House Joint Resolution No. 562 Rep. Clemmons as prime sponsor.

House Bill No. 189 Reps. Freeman, Helton and Camper as prime sponsors.

House Bill No. 446 Reps. Bricken, Todd, Weaver, Reedy, Eldridge, Cochran and T. Hicks as prime sponsors.

House Bill No. 565 Reps. Thompson and Powell as prime sponsors.

House Bill No. 705 Rep. Kumar as prime sponsor.

House Bill No. 902 Reps. Gant, Smith, Reedy, Moody, Cochran, Todd, Terry, Littleton and Powers as prime sponsors.

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House Bill No. 920 Reps. Helton and Jernigan as prime sponsors.

House Bill No. 1015 Rep. Weaver as prime sponsor.

House Bill No. 1045 Rep. Hardaway as prime sponsor.

House Bill No. 1153 Reps. White, Marsh and Moon as prime sponsors.

House Bill No. 1183 Reps. Freeman, Miller and Love as prime sponsors.

House Bill No. 1252 Reps. Grills, Hall, Hurt, J. Sexton, Sherrell, Reedy, Leatherwood and White as prime sponsors.

House Bill No. 1284 Reps. Helton and Freeman as prime sponsors.

House Bill No. 1319 Reps. Freeman and Clemmons as prime sponsors.

House Bill No. 1538 Reps. Sherrell, Smith, Reedy, Todd, Moody and White as prime sponsors.

House Bill No. 1547 Reps. Reedy, Moody and Todd as prime sponsors.

MESSAGE FROM THE SENATE

April 29, 2021

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No. 909; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 909** -- Budget Procedures - As introduced, authorizes grant payments under the grant assistance program for nursing home care to be made either monthly or quarterly. - Amends TCA Title 3; Title 4; Title 5; Title 6; Title 7; Title 8; Title 9; Title 10; Title 11; Title 12; Title 13; Title 16; Title 17; Title 18; Title 29; Title 33; Title 36; Title 37; Title 38; Title 39; Title 40; Title 41; Title 43; Title 44; Title 45; Title 47; Title 48; Title 49; Title 50; Title 53; Title 54; Title 55; Title 56; Title 57; Title 58; Title 59; Title 60; Title 61; Title 62; Title 63; Title 64; Title 65; Title 66; Title 67; Title 68; Title 69; Title 70 and Title 71. by *Johnson. (HB1154 by *Lamberth, *Gant, *Hazlewood, *Hicks G, *Williams)

MESSAGE FROM THE SENATE

April 29, 2021

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No. 912; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 912** -- Appropriations - As introduced, makes appropriations for the fiscal years beginning July 1, 2020, and July 1, 2021. by *Johnson. (HB1153 by *Lamberth, *Gant, *Hazlewood, *Hicks G, *Williams, *White, *Marsh, *Moon)

MESSAGE FROM THE SENATE
April 29, 2021

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 910 and 911; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 910** -- Bond Issues - As introduced, authorizes the state to issue and sell bonds of up to \$126 million. by *Johnson. (HB1152 by *Lamberth, *Gant, *Hazlewood, *Hicks G, *Williams)

***Senate Bill No. 911** -- Appropriations - As introduced, authorizes the index of appropriations from state tax revenues for 2021-2022 fiscal year to exceed the index of estimated growth in the state's economy by \$431,600,000 or 2.37 percent. - Amends TCA Title 9, Chapter 4, Part 52. by *Johnson. (HB1151 by *Lamberth, *Gant, *Hazlewood, *Hicks G, *Williams)

MESSAGE FROM THE SENATE
April 29, 2021

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No. 965; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 965** -- Expunction - As introduced, requires the court to notify a defendant at the time of sentencing if the conviction is for an expungeable offense and the time period after which a petition to expunge may be filed. - Amends TCA Title 40, Chapter 32 and Title 40, Chapter 35, Part 3. by *Gilmore. (HB1319 by *Hardaway, *Beck, *Freeman, *Clemmons)

MESSAGE FROM THE SENATE
April 29, 2021

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No. 1370; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Bill No. 1370 -- Tort Liability and Reform - As introduced, states that there is no cause of action for wrongful birth based on a claim that a person would not or should not have been born or for wrongful life based on a claim that a person would or should have been aborted. - Amends TCA Title 20 and Title 29. by *Bell. (*HB1252 by *Faison, *Moody, *Hicks T, *Lamberth, *Griffey, *Rudd, *Littleton, *Smith, *Lynn, *Weaver, *Grills, *Hall, *Hurt, *Sexton J)

MESSAGE FROM THE SENATE
April 29, 2021

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 626, 627, 628, 629, 630, 631, 632, 633, 635, 636, 637, 638, 639, 640, 642, 643, 644, 645, 647, 648, 649, 650, 651, 652, 653, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 693 and 694; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Joint Resolution No. 626** -- Memorials, Personal Occasion - Dolores Mielnicki, 100th birthday. by *Crowe.

***Senate Joint Resolution No. 627** -- Memorials, Death - J.R. Bowman. by *Crowe.

***Senate Joint Resolution No. 628** -- Memorials, Recognition - River Counties Association of Realtors, 60th anniversary. by *Bell, *Gardenhire.

***Senate Joint Resolution No. 629** -- Memorials, Interns - Jacen "Jace" Wilder. by *Yarbro, *Campbell.

***Senate Joint Resolution No. 630** -- Memorials, Sports - Bianca Blair Crawford (Bianca Belair). by *Massey, *Briggs.

***Senate Joint Resolution No. 631** -- Memorials, Academic Achievement - Allie Cooper, Valedictorian, Christian Academy of Knoxville. by *Briggs, *Massey.

***Senate Joint Resolution No. 632** -- Memorials, Academic Achievement - Anna Nichols, Salutatorian, Christian Academy of Knoxville. by *Briggs, *Massey.

***Senate Joint Resolution No. 633** -- Memorials, Death - Doris Louise Giles Phillips. by *Gardenhire, *Watson.

***Senate Joint Resolution No. 635** -- Memorials, Retirement - Robbin Johnston. by *Powers.

***Senate Joint Resolution No. 636** -- Memorials, Interns - Taylor Blackwell. by *Johnson.

***Senate Joint Resolution No. 637** -- Memorials, Retirement - Steve Coble, Smith County Road Superintendent. by *Pody.

***Senate Joint Resolution No. 638** -- Memorials, Recognition - Makenna G. Harmon, Third Place, 2021 Boys & Girls Clubs in Tennessee Youth of the Year. by *Swann.

***Senate Joint Resolution No. 639** -- Memorials, Death - Deborah Y. Sisco. by *Yarbro, *Campbell, *Gilmore.

***Senate Joint Resolution No. 640** -- Memorials, Death - Chief James Sidney "Sid" Doty. by *Yarbro, *Campbell, *Gilmore.

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***Senate Joint Resolution No. 642** -- Memorials, Retirement - Ronald K. McCormack. by *Bowling.

***Senate Joint Resolution No. 643** -- Memorials, Interns - Jackson Arrington. by *Powers.

***Senate Joint Resolution No. 644** -- Memorials, Academic Achievement - Shane Paul Martin Tanner, Valedictorian, Stewart County High School. by *Powers.

***Senate Joint Resolution No. 645** -- Memorials, Academic Achievement - Alexandria Jane Anderson, Salutatorian, Stewart County High School. by *Powers.

***Senate Joint Resolution No. 647** -- Memorials, Recognition - Smithville Fiddlers' Jamboree and Crafts Festival, 50th anniversary. by *Pody.

***Senate Joint Resolution No. 648** -- Memorials, Academic Achievement - Luz Ayala, Salutatorian, Fayette-Ware High School. by *Walley.

***Senate Joint Resolution No. 649** -- Memorials, Academic Achievement - Terrance Lurry, Valedictorian, Fayette-Ware High School. by *Walley.

***Senate Joint Resolution No. 650** -- Memorials, Academic Achievement - Priya Yogesh Patel, Salutatorian, Hardin County High School. by *Walley.

***Senate Joint Resolution No. 651** -- Memorials, Academic Achievement - Olivia Claire Hurst, Valedictorian, Hardin County High School. by *Walley.

***Senate Joint Resolution No. 652** -- Memorials, Academic Achievement - Gracie Doyle, Salutatorian, Bolivar Central High School. by *Walley.

***Senate Joint Resolution No. 653** -- Memorials, Academic Achievement - Madeline Whitfield, Valedictorian, Bolivar Central High School. by *Walley.

***Senate Joint Resolution No. 656** -- Memorials, Recognition - Victoria "Terrah" Shafer, 2021 Boys and Girls Clubs of Ocoee Region Youth of the Year. by *Bell.

***Senate Joint Resolution No. 657** -- Memorials, Recognition - Jim Shulman. by *Crowe, *Akbari, *Bell, *Bowling, *Briggs, *Campbell, *Gardenhire, *Gilmore, *Haile, *Hensley, *Jackson, *Johnson, *Kelsey, *Kyle, *Massey, *Niceley, *Pody, *Powers, *Reeves, *Roberts, *Robinson, *Rose, *Southerland, *Stevens, *Swann, *Walley, *Watson, *White, *Yager, *Yarbro, *McNally.

***Senate Joint Resolution No. 658** -- Memorials, Recognition - Lucian LaFluer, Boys & Girls Club of Elizabethton/Carter County Youth of the Year. by *Crowe.

***Senate Joint Resolution No. 659** -- Memorials, Personal Achievement - Caleb Oehlkers, Eagle Scout. by *Roberts.

***Senate Joint Resolution No. 660** -- Memorials, Recognition - Ant'wonike "LuLu" Jennings, 2021 Boys & Girls Clubs of Chattanooga Youth of the Year. by *Watson.

THURSDAY, APRIL 29, 2021 – THIRTY-FIRST LEGISLATIVE DAY

***Senate Joint Resolution No. 661** -- Memorials, Recognition - Sue Ellen Yates, Montgomery County Election Commission. by *Powers.

***Senate Joint Resolution No. 662** -- Memorials, Recognition - Brenda Lewis Graham, Montgomery County Election Commission. by *Powers.

***Senate Joint Resolution No. 663** -- Memorials, Congratulations - Jill Bartee Ayres. by *Powers, *Yager.

***Senate Joint Resolution No. 664** -- Memorials, Recognition - Mayor Roland A. Dykes, III, Cocke County Citizenship Award. by *Southerland, *Yager.

***Senate Joint Resolution No. 665** -- Memorials, Recognition - Ballad Health. by *Crowe.

***Senate Joint Resolution No. 666** -- Memorials, Academic Achievement - Alia Callum, Valedictorian, Providence Christian Academy. by *Reeves.

***Senate Joint Resolution No. 667** -- Memorials, Academic Achievement - Addison Melton, Valedictorian, Providence Christian Academy. by *Reeves.

***Senate Joint Resolution No. 668** -- Memorials, Academic Achievement - John Murphree, Valedictorian, Providence Christian Academy. by *Reeves.

***Senate Joint Resolution No. 669** -- Memorials, Academic Achievement - Lillian Nemeth, Valedictorian, Providence Christian Academy. by *Reeves.

***Senate Joint Resolution No. 670** -- Memorials, Academic Achievement - Joshua Sheets, Valedictorian, Providence Christian Academy. by *Reeves.

***Senate Joint Resolution No. 671** -- Memorials, Academic Achievement - Emma Manwaring, Salutatorian, Providence Christian Academy. by *Reeves.

***Senate Joint Resolution No. 672** -- Memorials, Academic Achievement - Lily Grover, Valedictorian, Cornersville High School. by *Reeves.

***Senate Joint Resolution No. 673** -- Memorials, Academic Achievement - Gideon Tyree, Salutatorian, Cornersville High School. by *Reeves.

***Senate Joint Resolution No. 674** -- Memorials, Academic Achievement - Andrew Piper, Valedictorian, Forrest High School. by *Reeves.

***Senate Joint Resolution No. 675** -- Memorials, Academic Achievement - Gavin Allen, Salutatorian, Forrest High School. by *Reeves.

***Senate Joint Resolution No. 676** -- Memorials, Academic Achievement - Andrew Paul Bucher, Salutatorian, Middle Tennessee Christian School. by *Reeves.

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***Senate Joint Resolution No. 678** -- Memorials, Academic Achievement - Emma Grace Owens, Valedictorian, Middle Tennessee Christian School. by *Reeves.

***Senate Joint Resolution No. 679** -- Memorials, Death - Edward Elam "Ebby" Miller, Jr. by *Reeves.

***Senate Joint Resolution No. 680** -- Memorials, Academic Achievement - Caroline Bailey, Valedictorian, Marshall County High School. by *Reeves.

***Senate Joint Resolution No. 681** -- Memorials, Academic Achievement - Isabella Tepedino, Salutatorian, Marshall County High School. by *Reeves.

***Senate Joint Resolution No. 682** -- Memorials, Academic Achievement - Natasha McDonald, Valedictorian, Fayetteville High School. by *Reeves.

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***Senate Joint Resolution No. 686** -- Memorials, Academic Achievement - Samuel Robinson, Valedictorian, Lincoln County High School. by *Reeves.

***Senate Joint Resolution No. 687** -- Memorials, Academic Achievement - Claire Mitchell, Salutatorian, Lincoln County High School. by *Reeves.

***Senate Joint Resolution No. 688** -- Memorials, Academic Achievement - Connor Prim, Valedictorian, Cascade High School. by *Reeves.

***Senate Joint Resolution No. 689** -- Memorials, Academic Achievement - Helenna Simpson, Salutatorian, Cascade High School. by *Reeves.

***Senate Joint Resolution No. 690** -- Memorials, Academic Achievement - Larisa Rincon Molina, Valedictorian, Shelbyville Central High School. by *Reeves.

***Senate Joint Resolution No. 691** -- Memorials, Academic Achievement - Khloe Davis, Salutatorian, Shelbyville Central High School. by *Reeves.

***Senate Joint Resolution No. 693** -- Memorials, Death - Senator Jim Holcomb. by *McNally, *Southerland.

***Senate Joint Resolution No. 694** -- Memorials, Retirement - Bruce Davis. by *McNally, *Watson, *Roberts, *Southerland, *Stevens.

WELCOMING AND HONORING

RECOGNITION IN THE WELL

Representative Mannis was recognized in the Well to honor the memory of Michael Paseur of Knoxville.

RESOLUTION READ

The Clerk read House Joint Resolution No. 409, adopted April 15, 2021.

***House Joint Resolution No. 409** -- Memorials, Death - Michael Paseur. by *Mannis, *Carringer, *Johnson G, *Lafferty, *McKenzie, *Wright, *Zachary. (*Briggs, *Massey, *McNally)

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolutions were introduced and placed on the Consent Calendar for May 3, 2021:

House Resolution No. 97 -- Memorials, Recognition - Tennessee distilleries. by *Curcio.

***House Joint Resolution No. 564** -- Memorials, Academic Achievement - Joshua Caleb Stanczak, Valedictorian, Franklin Road Christian School. by *Rudd.

***House Joint Resolution No. 565** -- Memorials, Academic Achievement - Kaytlin Elaine Courtney, Salutatorian, Franklin Road Christian School. by *Rudd.

***House Joint Resolution No. 566** -- Memorials, Academic Achievement - Dino Sabic, Salutatorian, East Ridge High School. by *Helton.

***House Joint Resolution No. 567** -- Memorials, Academic Achievement - Frida Elizabeth Jacobo Vasquez, Valedictorian, East Ridge High School. by *Helton.

***House Joint Resolution No. 568** -- Memorials, Academic Achievement - Paul Lei Hanna, Salutatorian, East Hamilton High School. by *Helton.

***House Joint Resolution No. 569** -- Memorials, Academic Achievement - Megan Emmaleigh Lodge, Valedictorian, East Hamilton High School. by *Helton.

***House Joint Resolution No. 570** -- Memorials, Professional Achievement - Shelly Arnett, Lake County Teacher of the Year. by *Grills.

***House Joint Resolution No. 571** -- Memorials, Recognition - Doug DeSpain, Dyersburg Fire Department Firefighter of the Year. by *Grills.

**SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)**

Pursuant to **Rule No. 17**, the resolutions listed were noted as being placed on the Consent Calendar for May 3, 2021:

***Senate Joint Resolution No. 626** -- Memorials, Personal Occasion - Dolores Mielnicki, 100th birthday. by *Crowe.

***Senate Joint Resolution No. 627** -- Memorials, Death - J.R. Bowman. by *Crowe.

***Senate Joint Resolution No. 628** -- Memorials, Recognition - River Counties Association of Realtors, 60th anniversary. by *Bell, *Gardenhire.

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***Senate Joint Resolution No. 630** -- Memorials, Sports - Bianca Blair Crawford (Bianca Belair). by *Massey, *Briggs.

***Senate Joint Resolution No. 631** -- Memorials, Academic Achievement - Allie Cooper, Valedictorian, Christian Academy of Knoxville. by *Briggs, *Massey.

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***Senate Joint Resolution No. 678** -- Memorials, Academic Achievement - Emma Grace Owens, Valedictorian, Middle Tennessee Christian School. by *Reeves.

***Senate Joint Resolution No. 679** -- Memorials, Death - Edward Elam "Ebby" Miller, Jr. by *Reeves.

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***Senate Joint Resolution No. 690** -- Memorials, Academic Achievement - Larisa Rincon Molina, Valedictorian, Shelbyville Central High School. by *Reeves.

***Senate Joint Resolution No. 691** -- Memorials, Academic Achievement - Khloe Davis, Salutatorian, Shelbyville Central High School. by *Reeves.

***Senate Joint Resolution No. 693** -- Memorials, Death - Senator Jim Holcomb. by *McNally.

***Senate Joint Resolution No. 694** -- Memorials, Retirement - Bruce Davis. by *McNally, *Watson.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

Senate Bill No. 739 -- Education, State Board of - As introduced, removes antiquated language regarding the teacher evaluation advisory committee, which ceased to exist on July 1, 2011. - Amends TCA Title 49. by *Johnson, *Haile, *Gardenhire, *Jackson, *Stevens. (*HB73 by *Lamberth, *Gant, *Hurt, *Haston)

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Senate Bill No. 742 -- Mining and Quarrying - As introduced, clarifies that 60-day time limit for notifying applicants under the Primacy and Reclamation Act of Tennessee whether an application has been approved or disapproved applies to new applications rather than new amendments to existing applications. - Amends TCA Title 4; Title 10; Title 50; Title 59; Title 60; Title 67; Title 68; Title 69 and Chapter 839 of the Public Acts of 2018. by *Johnson, *Yager. (*HB90 by *Lamberth, *Gant, *Powers)

Senate Bill No. 771 -- Professions and Occupations - As introduced, makes various changes affecting certain professional boards and professions, including court reporters, motor vehicle dealers, barbers, certain apprentices, scrap metal dealers, locksmiths, and other professions. - Amends TCA Title 4; Title 20; Title 47; Title 55; Title 56; Title 62 and Title 68. by *Johnson, *Southerland, *Stevens. (*HB780 by *Lamberth, *Gant)

Senate Bill No. 778 -- Firefighters - As introduced, provides annual \$600 cash supplements to volunteer firefighters who successfully complete in each year an in-service training course. - Amends TCA Title 4, Chapter 24, Part 2. by *Johnson, *Bell, *Yager, *Massey, *Walley, *White, *Reeves, *Bowling, *Crowe, *Haile, *Akbari, *Bailey, *Briggs, *Gardenhire, *Hensley, *Jackson, *Pody, *Powers, *Rose, *Southerland, *Stevens, *McNally. (*HB772 by *Lamberth, *Gant, *Russell, *Griffey, *Moon, *Moody, *Williams, *Sexton J, *Todd, *Sherrell)

***Senate Bill No. 881** -- Trusts - As introduced, allows real property conveyances to a trust to vest title in the trustee of the trust; requires that public records referencing a trust be indexed by the name of the trust, if stated in the document, and in the name of each trustee listed in the document. - Amends TCA Title 10, Chapter 7; Title 35 and Title 66. by *Stevens. (HB1190 by *Garrett, *Hardaway)

CONSENT CALENDAR

House Resolution No. 94 -- Memorials, Recognition - Lee Andrew Smith. by *Lamar, *Baum, *Beck, *Boyd, *Bricken, *Calfee, *Campbell S, *Camper, *Carr, *Carringer, *Casada, *Cepicky, *Chism, *Clemmons, *Cochran, *Crawford, *Curcio, *Darby, *Dixie, *Doggett, *Eldridge, *Faison, *Farmer, *Freeman, *Gant, *Garrett, *Gillespie, *Griffey, *Grills, *Hakeem, *Halford, *Hall, *Hardaway, *Haston, *Hawk, *Hazlewood, *Helton, *Hicks G, *Hicks T, *Hodges, *Holsclaw, *Howell, *Hurt, *Jernigan, *Johnson C, *Johnson G, *Keisling, *Kumar, *Lafferty, *Lamberth, *Leatherwood, *Littleton, *Love, *Mannis, *Marsh, *McKenzie, *Miller, *Mitchell, *Moody, *Moon, *Ogles, *Powell, *Powers, *Ramsey, *Reedy, *Rudd, *Rudder, *Russell, *Sexton C, *Sexton J, *Shaw, *Sherrell, *Smith, *Sparks, *Stewart, *Terry, *Thompson, *Todd, *Towns, *Vaughan, *Warner, *Weaver, *White, *Whitson, *Williams, *Windle, *Wright, *Zachary.

House Resolution No. 95 -- Memorials, Interns - Senia Hernandez-Mapson. by *Howell, *Whitson, *Hall.

***House Joint Resolution No. 545** -- Memorials, Retirement - John A. Bucy. by *Darby, *White, *Mitchell, *Halford, *Clemmons.

***House Joint Resolution No. 546** -- Memorials, Retirement - Dr. Donna Wright. by *Boyd, *Clemmons, *Hicks T.

***House Joint Resolution No. 547** -- Memorials, Death - James Guilford "Jimmy" Douglas. by *Hurt.

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***House Joint Resolution No. 548** -- Memorials, Personal Achievement - Ben Dye, Eagle Scout. by *Lamberth, *Reedy.

***House Joint Resolution No. 549** -- Memorials, Personal Achievement - Eric Matthias, Eagle Scout. by *Powers, *Reedy.

***House Joint Resolution No. 550** -- Memorials, Recognition - Jadyn Cotner, 2021 Boys & Girls Clubs of Dumplin Valley Youth of the Year. by *Faison.

***House Joint Resolution No. 551** -- Memorials, Retirement - Davina King. by *Rudd.

***House Joint Resolution No. 552** -- Memorials, Retirement - Bob Wilson. by *Boyd, *Alexander, *Hicks T.

***House Joint Resolution No. 553** -- Memorials, Retirement - Glenn Ross. by *Reedy.

***House Joint Resolution No. 554** -- Memorials, Academic Achievement - Alex Go, Valedictorian, Cordova High School. by *Thompson, *Leatherwood.

***House Joint Resolution No. 555** -- Memorials, Academic Achievement - K. Anisa Stepter, Salutatorian, Cordova High School. by *Thompson, *Leatherwood.

***House Joint Resolution No. 556** -- Memorials, Academic Achievement - Lindsey Davis, Valedictorian, Evangelical Christian School. by *Thompson, *Leatherwood.

***House Joint Resolution No. 557** -- Memorials, Academic Achievement - Anise Sharp, Salutatorian, Evangelical Christian School. by *Thompson, *Leatherwood.

***House Joint Resolution No. 558** -- Memorials, Heroism - Metro Nashville Police Officers. by *Freeman, *Reedy, *Boyd, *Clemmons.

***House Joint Resolution No. 559** -- Memorials, Recognition - J.B. Napier and Shirley Napier Memorial Bridge. by *Cepicky.

***House Joint Resolution No. 563** -- Memorials, Recognition - Beau Summers, Hometown Hero. by *Weaver, *Garrett, *Lamberth.

***House Joint Resolution No. 562** -- Memorials, Recognition - Feller Brown. by *Beck, *Clemmons.

***House Joint Resolution No. 561** -- Memorials, Recognition - Christian Cooperative Ministry. by *Beck.

***House Joint Resolution No. 560** -- Memorials, Retirement - Karen King. by *Farmer, *Carr.

***Senate Joint Resolution No. 608** -- Memorials, Recognition - Athanasios Halkias. by *Bell.

***Senate Joint Resolution No. 609** -- Memorials, Recognition - T.J. Osborne. by *Akbari.

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***Senate Joint Resolution No. 610** -- Memorials, Academic Achievement - Anna Grace Voorhies, Valedictorian, Pleasant View Christian School. by *Roberts.

***Senate Joint Resolution No. 611** -- Memorials, Academic Achievement - Elizabeth Shrout, Salutatorian, Pleasant View Christian School. by *Roberts.

***Senate Joint Resolution No. 612** -- Memorials, Retirement - Barry Trobaugh. by *Rose.

***Senate Joint Resolution No. 613** -- Memorials, Interns - Mackey Bentley. by *Akbari.

***Senate Joint Resolution No. 614** -- Memorials, Personal Occasion - Carlos Landrum, 100th birthday. by *Bailey.

***Senate Joint Resolution No. 615** -- Memorials, Interns - Jacob A. Lawrence. by *Niceley.

***Senate Joint Resolution No. 616** -- Memorials, Retirement - Angela Hubbard. by *Gilmore.

***Senate Joint Resolution No. 617** -- Memorials, Public Service - James Hal Wallace, Jr., State Election Commission. by *Jackson, *McNally, *Kelsey, *Stevens, *Yager.

***Senate Joint Resolution No. 618** -- Memorials, Interns - Virginia "Jinny" Crawford. by *McNally, *Gardenhire, *Watson.

***Senate Joint Resolution No. 619** -- Memorials, Academic Achievement - Mallie Foutch, Valedictorian, Mt. Juliet Christian Academy. by *Pody.

***Senate Joint Resolution No. 620** -- Memorials, Academic Achievement - Abby Risher, Salutatorian, Mt. Juliet Christian Academy. by *Pody.

***Senate Joint Resolution No. 621** -- Memorials, Recognition - U.S. Army Infantry Officer Candidate Class of May 1968 Reunion. by *Jackson.

***Senate Joint Resolution No. 622** -- Memorials, Death - Thomas Pruitt Fulton. by *Bowling.

***Senate Joint Resolution No. 623** -- Memorials, Recognition - Eric Hamilton. by *Campbell.

***Senate Joint Resolution No. 624** -- Memorials, Interns - Olajide Ibitoye. by *Campbell.

***Senate Joint Resolution No. 625** -- Memorials, Interns - Emily Hummel. by *Kelsey.

OBJECTION--CONSENT CALENDAR

Objection was filed to the following on the Consent Calendar:

Senate Joint Resolution No. 609: by Rep. Faison

Under the rules, Senate Joint Resolution No. 609, was placed at the heel of the calendar for May 3, 2021.

Rep. Lamar moved that all members voting aye on House Resolution No. 94 be added as co-prime sponsors, which motion prevailed with the following member not added pursuant to the signed Sponsor Exclusion form: Rep. Ragan.

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Hulsey; personal

CONSENT CALENDAR, CONTINUED

Pursuant to **Rule No. 50**, Rep. Zachary moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate Joint Resolutions confirming appointments on the Clerk's desk be substituted for House Joint Resolutions confirming the same appointments, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes 89
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--89

A motion to reconsider was tabled.

REGULAR CALENDAR

***House Bill No. 928** -- State Government - As introduced, enacts the "Tennessee Second Amendment Sanctuary Act," which declares a treaty, executive order, rule, or regulation of the U.S. government that violates the federal second amendment as null, void, and unenforceable in this state and prohibits the state and political subdivisions from using public resources to enforce, administer, or cooperate with the enforcement or administration of any such treaty, executive order, rule, or regulation. - Amends TCA Title 4; Title 38 and Title 39. by *Campbell S, *Reedy, *Grills, *Griffey, *Curcio, *Gant, *Smith, *Moody, *Lafferty, *Weaver, *Sparks, *Hicks T, *Crawford, *Williams, *Cepicky, *Sherrell, *Lynn, *Littleton, *Eldridge, *Todd, *Kumar. (SB1335 by *Hensley, *Bowling, *Bailey, *Briggs, *Crowe, *Jackson, *Niceley, *Pody, *Reeves, *Rose, *Southerland, *White)

Further consideration of House Bill No. 928, previously considered on April 12, 2021 and April 19, 2021, at which time it was reset for today's calendar.

Rep. Campbell moved that **House Bill No. 928** be reset for the Regular Calendar on May 3, 2021, which motion prevailed.

House Bill No. 1190 -- Trusts - As introduced, allows real property conveyances to a trust to vest title in the trustee of the trust; requires that public records referencing a trust be indexed by the name of the trust, if stated in the document, and in the name of each trustee listed in the document. - Amends TCA Title 10, Chapter 7; Title 35 and Title 66. by *Garrett, *Hardaway. (*SB881 by *Stevens)

Further consideration of House Bill No. 1190, previously considered on April 21, 2021, at which time it was reset for today's calendar.

On motion, House Bill No. 1190 was made to conform with **Senate Bill No. 881**; the Senate Bill was substituted for the House Bill.

Rep. Garrett moved that **Senate Bill No. 881** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	88
Noes.....	0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--88

A motion to reconsider was tabled.

PRESENT IN CHAMBER

Rep. Parkinson was recorded as being present in the Chamber.

REGULAR CALENDAR, CONTINUED

***House Bill No. 446** -- Firearms and Ammunition - As introduced, adds a prohibition of the expenditure of state or local funds or employees to implement, regulate, or enforce any federal law or executive order regulating the sale of firearms, ammunition, or firearm accessories if the expenditure of funds or use of employees would violate a state law or the state constitution. - Amends TCA Title 38 and Title 39. by *Warner, *Griffey, *Grills, *Terry, *Smith, *Calfee, *Moody, *Doggett, *Haston, *Todd, *Weaver, *Reedy, *Eldridge, *Cochran, *Hicks T. (SB557 by *Bell, *Bowling, *Crowe, *Jackson, *Niceley, *Rose, *Stevens)

Further consideration of House Bill No. 446, previously considered on April 26, 2021, at which time it was reset for today's calendar.

On motion, House Bill No. 446 was made to conform with **Senate Bill No. 557**; the Senate Bill was substituted for the House Bill.

Rep. Warner moved that Senate Bill No. 557 be passed on third and final consideration.

Rep. Jernigan moved that Civil Justice Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Warner moved that **Senate Bill No. 557** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	71
Noes.....	18
Present and not voting.....	2

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Chism, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Halford, Hall, Hardaway, Haston, Hawk, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Mannis, Marsh, McKenzie, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Smith, Sparks, Terry, Todd, Vaughan, Warner, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--71

Representatives voting no were: Beck, Camper, Clemmons, Dixie, Freeman, Hakeem, Hodges, Jernigan, Johnson G, Love, Miller, Mitchell, Parkinson, Powell, Shaw, Stewart, Thompson, Towns--18

Representatives present and not voting were: Hazlewood, Whitson--2

A motion to reconsider was tabled.

THURSDAY, APRIL 29, 2021 – THIRTY-FIRST LEGISLATIVE DAY

House Bill No. 1538 -- State Government - As introduced, creates a new division of state government, the Tennessee Office of Cooperative Disability Investigation, to operate for three years. - Amends TCA Title 4; Title 8; Title 10; Title 38 and Title 71. by *Weaver, *Hall, *Sherrell, *Smith, *Reedy, *Todd, *Moody, *White. (*SB352 by *Bowling, *Pody)

Rep. Weaver moved that House Bill No. 1538 be passed on third and final consideration.

Rep. Keisling requested that State Government Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. Ragan moved adoption of Government Operations Committee Amendment No. 1, as House Amendment No. 2, as follows:

Amendment No. 2

AMEND House Bill No. 1538 by deleting all language after the caption and substituting instead the following:

WHEREAS, disability fraud can involve malingering, filing multiple applications, concealing work or other activities, and exaggerating or lying about disabilities, costing the State of Tennessee millions of dollars every year; and

WHEREAS, the United States Social Security Administration (SSA) - Office of Inspector General (OIG), Cooperative Disability Investigations (CDI) program's primary mission is to obtain evidence that can resolve questions of fraud before benefits are ever paid; and

WHEREAS, SSA and OIG jointly established the CDI program in fiscal year 1998, in conjunction with state Disability and Determination Services (DDS) and state or local law enforcement agencies, to effectively pool resources and expertise and prevent fraud in SSA's disability programs; now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 4, is amended by adding the following as a new chapter:

4-45-101.

(a)

(1) There is created a Tennessee office of cooperative disability investigation, referred to in this chapter as the "division".

(2) The division:

(A) Is administratively attached to the department of finance and administration and the state of Tennessee office of inspector general, and may employ up to five (5) staff persons;

(B) Is headed by a special agent in charge, who also serves as an agent for investigative purposes;

(C) Is separate and distinct from any other bureau or agency in the state, and works primarily with the United States social security administration - cooperative disability investigation unit; and

(D) Shall report quarterly to the chair of the health and welfare committee of the senate, the chair of the health committee of the house of representatives, the chair of the government operations committee of the senate, and the chair of the government operations committee of the house of representatives on the number of disability cases investigated, the results of those investigations, and other matters the general assembly may deem relevant to the function of the division.

(b) The division is a temporary agency of state law enforcement officers, known as special agents, who shall work solely with the United States social security administration - cooperative disability investigation unit, for the purpose of saving taxpayer funds by investigating disability claims under the United States social security administration's Title II and Title XVI programs that state disability examiners believe are suspicious.

(c) The division shall enter into a memorandum of understanding with the United States social security administration specifying that all fiscal responsibilities needed to fund and operate the division, including, but not limited to, salaries, overtime, insurance benefits, retirement benefits, paid leave, operating costs, and personal duty equipment must be provided by the United States social security administration. State funds must not be used to fund or operate the division. If the United States social security administration fails to provide the funding needed to fund and operate the division at any time prior to July 1, 2024, then the division ceases to exist.

(d) State special agents who work with the United States social security administration - cooperative disability investigation unit team shall investigate allegations of disability fraud. Upon completion of an investigation, a report detailing the investigation must be sent to the disability determination services, where disability determination services staff serves as the ultimate decision-making entity in determining whether a person is eligible to receive a monthly disability benefit payment.

4-45-102.

The division has the authority to:

(1) Investigate the allegation of disability fraud by conducting interviews of the applicant and third parties and conducting surveillance on those parties;

(2) Investigate civil and criminal fraud and abuse, and investigate other violations of state criminal law;

(3) Cooperate with other law enforcement agencies, and where a preliminary investigation of fraud and abuse by a provider establishes a sufficient basis to warrant a full investigation, refer matters to the appropriate enforcement authority for criminal prosecution;

(4) Refer matters to the appropriate enforcement authorities for civil proceedings of funds that have been inappropriately paid by the disability program, including referral to the attorney general for civil recovery; and

(5) Cooperate with other state agencies to investigate disability fraud and abuse.

4-45-103.

(a)

(1) When conducting an investigation or as part of a legal proceeding, the division has the authority to issue subpoenas to compel the attendance of witnesses to examine persons under oath, and to compel persons, firms, or corporations to produce information, including books, accounts, papers, records, and other relevant documents.

(2) If a person, firm, or corporation fails to attend or fails to produce information as prescribed in subdivision (a)(1), then, after giving reasonable notice to the person, firm, or corporation, the division may seek judicial enforcement of the subpoena by filing, through the attorney general, a petition with the circuit or chancery court of Davidson County or of the judicial district in which the person, firm, or corporation resides. The petition must incorporate, or be accompanied by, a certification regarding the notice given and the failure of the person, firm, or corporation to attend or produce the information.

(3) Upon the filing of a petition under subdivision (a)(2) in proper form, the court shall order the person, firm, or corporation named in the petition to appear and show cause why they should not comply with the subpoena or be held in contempt for failure to comply. The court may employ all judicial power as provided by law to compel compliance with the subpoena, including those powers granted in §§ 29-9-103 - 29-9-106. The court may impose costs and sanctions against such person, firm, or corporation, in the same manner and on the same basis as may be imposed for failure to comply with judicially issued subpoenas under the Tennessee Rules of Civil Procedure.

(4) The court may order the person, firm, or corporation to comply, and has the authority to punish the persons and entities for each day they fail to comply with an order as a separate contempt of court.

(5) The subpoena enforcement remedies set forth in this subsection (a) are cumulative, and not exclusive, of other remedies provided by law for the enforcement of such subpoenas.

(b) The division has the authority to compel the production of current and former employment records as part of an investigation. Employment records include employment details, wages, and insurance information of disability applicants and enrollees. Employment records must be open to inspection and are subject to being copied by a special agent at any reasonable time and as often as may be necessary. The division also has the authority to compare information reported to the United States social security administration and the bureau of TennCare by applicants or enrollees with data maintained by the credit bureaus.

(c) The complete patient record of any applicant for disability benefits must be made available to the division upon request. The record may include any services, goods, and pharmaceuticals dispensed regardless of the payment source. Records accessed during an investigation must be protected in accordance with state and federal privacy laws.

4-45-104.

(a) The staff of the division must include law enforcement officers, as defined in § 39-11-106, who shall be known as special agents and must be qualified in accordance with § 38-8-106, and must have successfully completed a training course approved by the Tennessee peace officer standards and training commission. Special agents must undergo a federal background investigation conducted by the United States social security administration - office of inspector general, which must also approve any selection and appointment of personnel to the division.

(b) A duly authorized special agent who has been designated by the division to enforce this chapter is authorized and empowered to go armed while on active duty engaged in enforcing this chapter. A special agent is also considered a commissioned qualified criminal investigator for the purposes of the federal Law Enforcement Officers Safety Act of 2004 (Pub. L. No. 108-277), and is directed, pursuant to § 39-17-1315(a)(1), to carry firearms at all times, regardless of regular duty hours or assignments. Special agents are also empowered to execute search warrants and do all acts incident thereto in the same manner as search warrants may be executed by sheriffs and other peace officers.

(c) Special agents of the division have the authority to make arrests for state felony or misdemeanor violations and the authority to make traffic stops in an emergency situation where the safety of the public is in jeopardy.

4-45-105.

(a) Records obtained pursuant to this chapter must be treated as confidential investigative records of the division and must not be open to public inspection.

(b) Notwithstanding other law to the contrary, a person or entity is not subject to any civil or criminal liability for providing the division with access to data as required by this chapter.

(c) This chapter does not require a person or entity to create new records or data that did not exist at the time of the request. However, a person or entity shall not destroy existing data after having been put on notice that access to the data is required pursuant to this section.

4-45-106.

Representatives from the cooperative disability investigations program shall appear before the government operations committee of the senate and the government operations committee of the house of representatives by December 31, 2023, to report on all aspects of the division's performance.

4-45-107.

No later than January 31, 2023, the division shall submit a final report on its overall operations to the legislative committees listed in § 4-45-101(a)(2)(D). The division shall also provide the legislative committees with any other information related to the function of the division upon request.

4-45-108. This chapter is repealed July 1, 2024.

SECTION 2. This act takes effect July 1, 2021, the public welfare requiring it.

On motion, Government Operations Committee Amendment No. 1, as House Amendment No. 2, was adopted.

Rep. Keisling moved that State Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Weaver moved that **House Bill No. 1538**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 87
Noes..... 1

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Love, Mannis, Marsh, McKenzie, Miller, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--87

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Representatives voting no were: Shaw--1

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **House Bill No. 1538** and have this statement entered in the Journal: Rep. Littleton.

REGULAR CALENDAR, CONTINUED

House Bill No. 1547 -- Children's Services, Dept. of - As introduced, prohibits the department from requiring an individual to undergo an immunization as a condition of adopting a child or overseeing a child in foster care if the individual provides to the department written notice that the individual objects on religious grounds or that a physician certifies that the immunization is or may be harmful to the individual. - Amends TCA Title 4; Title 36; Title 37 and Title 71. by *Weaver, *Reedy, *Moody, *Todd. (*SB1337 by *Hensley, *Pody, *Rose)

On motion, House Bill No. 1547 was made to conform with **Senate Bill No. 1337**; the Senate Bill was substituted for the House Bill.

Rep. Weaver moved that Senate Bill No. 1337 be passed on third and final consideration.

Rep. Jernigan moved that Civil Justice Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Weaver moved that **Senate Bill No. 1337** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	69
Noes.....	19

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Halford, Hall, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hurt, Johnson C, Keisling, Lafferty, Lamberth, Leatherwood, Littleton, Mannis, Marsh, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Smith, Sparks, Terry, Todd, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--69

Representatives voting no were: Beck, Camper, Chism, Clemmons, Dixie, Hakeem, Hardaway, Johnson G, Lamar, Love, McKenzie, Miller, Mitchell, Parkinson, Powell, Shaw, Stewart, Thompson, Towns--19

A motion to reconsider was tabled.

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***House Bill No. 902** -- Handgun Permits - As introduced, authorizes the department of safety to provide its annual report on handgun carry permits to the members of the general assembly electronically. - Amends TCA Title 10; Title 33; Title 38; Title 39; Title 40; Title 50 and Title 70. by *Doggett, *Gant, *Smith, *Reedy, *Moody, *Cochran, *Todd, *Terry, *Littleton, *Powers. (SB1334 by *Hensley, *Pody, *Stevens, *White)

Rep. Doggett moved that House Bill No. 902 be passed on third and final consideration.

Rep. Jernigan moved adoption of Civil Justice Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 902 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. This act is known and may be cited as the "Second Amendment Privacy and Protection Act of 2021."

SECTION 2. Tennessee Code Annotated, Title 39, Chapter 17, Part 13, is amended by adding the following as a new section:

39-17-1367.

(a) As used in this section, "registry" means a record of the possession or ownership by individuals or non-governmental entities of a firearm or firearm accessory, which includes, but is not limited to, the serial number, make, model, purchase date, or purchase location of the firearm or firearm accessory or the names, social security numbers, or personal addresses of the individuals or non-governmental entities.

(b) A state or local government entity, official, employee, or agent shall not knowingly create or maintain any firearm registry with the intent to record the possession or ownership of a firearm or firearm accessory by individuals or non-governmental entities.

(c) A state or local government entity, official, employee, or agent shall not knowingly transmit to any federal government entity, official, employee, or agent any firearm registry or registry entry.

(d) A violation of subsection (b) or (c) is a Class E felony.

(e)

(1) A firearm registry under this section does not include:

(A) A temporary log or record maintained by a state or private entity for the purpose of temporary storage of firearms;

(B) A receipt or record generated while the firearm is in possession of a state or private entity pursuant to the normal operations of that entity unless prohibited by state law;

(C) A record of persons assigned firearms that are purchased, owned, or authorized for carry in the course of employment by a state or local law enforcement agency;

(D) A record maintained in connection with a criminal, civil, or administrative court case;

(E) A record created or received by the department of correction for the following purposes:

(i) Incident reporting or disciplining inmates, relative to the possession or introduction of a contraband firearm into a penal institution; or

(ii) Incident reporting, issuing parole revocation warrants, or giving notice to the sentencing court relative to the unlawful possession of a weapon by a parolee or a felon probationer; or

(F) A record created, received, or maintained by the Tennessee peace officer standards and training commission, the Jerry F. Agee Tennessee law enforcement training academy, or a law enforcement agency pursuant to § 39-17-1309(e)(11)(B), § 39-17-1315, § 38-8-116, § 38-8-123, or § 49-6-816(f)(1) and (i).

(2) Firearm information contained in documents pursuant to subdivision (e)(1) must be redacted by the record holder prior to any release under § 10-7-503.

(f) A violation of subsection (b) or (c) may result in a civil action under § 39-17-1314(g)-(i).

(g) A violation of subsection (b) or (c) by a state or local entity shall result in loss of funding from the state for the following fiscal year and any subsequent fiscal year during which the violation occurs.

SECTION 3. Tennessee Code Annotated, Section 39-17-1314(h)(1)(C), is amended by deleting the subdivision and substituting:

(C) Is or was subject to the ordinance, resolution, policy, rule, or other enactment or was included as an entry on a database, registry, or collection of records, that is the subject of an action filed under subsection (g). An individual is or was subject to the ordinance, resolution, policy, rule, or other enactment if the individual is or was physically present within the boundaries of the political subdivision for any reason; or

SECTION 4. Tennessee Code Annotated, Section 39-17-1314(i), is amended by deleting the language "county, city, town, municipality, or metropolitan government" and substituting "county, city, town, municipality, or metropolitan, state, or local government entity".

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SECTION 5. Tennessee Code Annotated, Section 39-17-1314(i)(1)(A), is amended by deleting the language "ordinance, resolution, policy, rule, or other enactment" and substituting "ordinance, resolution, policy, rule, enactment, database, registry, or collection of records".

SECTION 6. If any provision of this act or its application to any person or circumstance is held invalid, then the invalidity does not affect other provisions or applications of the act that can be given effect without the invalid provision or application, and to that end, the provisions of this act are severable.

SECTION 7. This act takes effect July 1, 2021, the public welfare requiring it.

On motion, Civil Justice Committee Amendment No. 1 was adopted.

Rep. Powers moved the previous question, which motion prevailed.

Rep. Doggett moved that **House Bill No. 902**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	69
Noes.....	23

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Mannis, Marsh, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Terry, Todd, Vaughan, Warner, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--69

Representatives voting no were: Beck, Camper, Chism, Clemmons, Cooper, Dixie, Freeman, Hakeem, Hardaway, Harris, Hodges, Jernigan, Johnson G, Lamar, Love, McKenzie, Miller, Mitchell, Parkinson, Powell, Stewart, Thompson, Towns--23

A motion to reconsider was tabled.

House Bill No. 920 -- Hearing and Hearing Aids - As introduced, adds cerumen management by a person who has completed a cerumen management course approved by the International Hearing Society within the definition of the practice of dispensing and fitting hearing instruments. - Amends TCA Title 63, Chapter 17. by *Ramsey, *Marsh. (*SB665 by *Gardenhire)

Rep. Ramsey moved that House Bill No. 920 be passed on third and final consideration.

Rep. Terry moved adoption of Health Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 920 by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Section 63-17-201(8), is amended by deleting the subdivision and substituting:

(8) "Practice of dispensing and fitting hearing instruments" includes:

(A) The evaluation or measurement of the powers or range of human hearing by means of an audiometer for the consequent selection or adaptation for sale of hearing instruments intended to compensate for hearing loss, and the appropriate instructions, consultations, suggestions, recommendations, or opinions related to this practice;

(B) Making an impression of the ear, or an ear mold; and

(C) Cerumen management in the course of examining ears by a person who holds a certification of completion of a cerumen management course, as described in § 63-17-224; and

SECTION 2. Tennessee Code Annotated, Section 63-17-201, is amended by adding the following as new subdivisions:

() "Cerumen" means a wax like secretion from glands in the external auditory canal;

() "Otolaryngologist" means a physician specialist dedicated to the care of patients with disorders of the ears, nose, throat and related structures of the head and neck, commonly referred to as ENTs;

SECTION 3. Tennessee Code Annotated, Title 63, Chapter 17, Part 2, is amended by adding the following as a new section:

63-17-223. Cerumen management.

A licensed hearing instrument specialist shall comply with the following cerumen management principles:

(1) The indications for cerumen management for a licensed hearing instrument specialist include:

(A) Enabling audiometric testing;

(B) Making ear impressions;

(C) Fitting hearing protection or prosthetic devices; and

(D) Monitoring continuous use of hearing aids;

(2) The licensed hearing instrument specialist shall refer a patient who exhibits any of the following contraindications to cerumen removal for medical consultation or medical intervention to an otolaryngologist or a licensed physician:

- (A) An age less than twelve (12) years of age;
- (B) A perforated tympanic membrane;
- (C) History of pain, active drainage, or bleeding from the ear;
- (D) Evidence of congenital or traumatic deformity of the ear;
- (E) Ear surgery within the last six (6) months;
- (F) Tympanostomy tubes, such that irrigation should not be used;
- (G) A bleeding disorder;
- (H) Actual or suspected foreign body in the ear;
- (I) Stenosis or bony exostosis of the ear canal;
- (J) Cerumen impaction that totally occludes the ear canal;
- (K) Cerumen located medial to the cartilaginous external auditory canal; or
- (L) A tympanic membrane that the licensee is unable to see;

(3) In performing cerumen removal, a licensed hearing instrument specialist shall only remove cerumen lateral to the external auditory canal using the following instruments:

- (A) Cerumen loop;
- (B) Cerumenolytic liquid;
- (C) Irrigation, for patients with intact tympanic membranes and a closed mastoid cavity, no tympanostomy tubes, no recent ear surgery, and no recent dizziness; or
- (D) Suction used lateral to the bony canal, only for patients with no recent surgery, intact tympanic membranes and no clear otorrhea;

(4) If the patient, while undergoing cerumen management that did not present contraindications, complains of significant pain, exhibits uncontrolled bleeding or a laceration of the external auditory canal, or notices the acute onset of dizziness or vertigo or sudden hearing loss, then the licensed hearing instrument specialist shall immediately stop the procedure and refer the patient to an otolaryngologist or a licensed physician;

(5) The licensed hearing instrument specialist shall maintain the following proper infection control practices:

(A) Universal health precautions;

(B) Decontamination;

(C) Cleaning, disinfection, and sterilization of multiple use equipment; and

(D) Universal precautions for prevention of the transmission of human immunodeficiency virus (HIV), hepatitis B virus, and other bloodborne pathogens, as defined by occupational safety and health standards promulgated pursuant to 29 CFR 1910;

(6) The licensed hearing instrument specialist who performs cerumen management shall maintain a case history for every patient and informed consent signed by the patient as part of the patient's records;

(7) The licensed hearing instrument specialist shall carry appropriate professional liability insurance before performing cerumen removal; and

(8) The licensed hearing instrument specialist is prohibited from requiring patients to sign any form that eliminates liability if patient is harmed.

SECTION 4. Tennessee Code Annotated, Title 63, Chapter 17, Part 2, is amended by adding the following as a new section:

63-17-224. Cerumen management course.

(a) A licensed hearing instrument specialist who engages in cerumen management under § 63-17-223, must have completed a cerumen management course approved by the International Hearing Society, the American Academy of Otolaryngology-Head and Neck Surgery, or another organization approved by the board. The course must:

(1) Be overseen by a physician, preferably an otolaryngologist;

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(2) Consist of at least six (6) hours of a participant practicing removing cerumen from an ear canal model using a variety of safe techniques; and

(3) Result in a certificate of completion and attestation of competence signed by the overseeing physician.

(b) The board is authorized to promulgate rules to effectuate the requirements of the course outlined in this section only after consultation with the board of medical examiners established at § 63-6-101. The rules must be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

SECTION 5. The headings in this act are for reference purposes only and do not constitute a part of the law enacted by this act. However, the Tennessee Code Commission is requested to include the headings in any compilation or publication containing this act.

SECTION 6. For rule promulgation purposes, this act takes effect upon becoming a law, the public welfare requiring it. For all other purposes, this act takes effect July 1, 2021, the public welfare requiring it, and applies to a licensed hearing instrument specialist engaging in cerumen management on or after that date.

On motion, Health Committee Amendment No. 1 was adopted.

Rep. Ramsey moved that **House Bill No. 920**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	90
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Ragan, Ramsey, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--90

Representatives present and not voting were: Griffey--1

A motion to reconsider was tabled.

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House Bill No. 1284 -- Dentists and Dentistry - As introduced, changes from annually to semi-annually the frequency of the submission to the governor of reports of the board of dentistry's proceedings and activities. - Amends TCA Title 63, Chapter 5. by *Ramsey, *Beck, *Marsh, *Helton, *Freeman. (*SB702 by *Powers)

On motion, House Bill No. 1284 was made to conform with **Senate Bill No. 702**; the Senate Bill was substituted for the House Bill.

Rep. Ramsey moved that Senate Bill No. 702 be passed on third and final consideration.

Rep. Terry moved adoption of Health Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 702 by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Section 63-5-111, is amended by deleting subsection (a) and substituting:

(a)

(1) The board may conduct examinations at such times and places as it may designate and charge each examinee a fee for each examination taken as set annually by the board.

(2) In addition to examinations conducted pursuant to subdivision (a)(1), the board shall recognize a certificate granted by the American Dental Association's Commission on National Board Dental Examinations and may accept the results of its own board examination or the results of an examination conducted by one (1) or more of the regional testing agencies.

(3) An examination described in this subsection (a) may be written or oral, or both; shall include subjects as may be designated by the board; and may also include practical tests, working operations, and demonstrations, within the discretion of the board. An examination may be conducted on a live human patient or a non-patient-based model may be used.

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.

On motion, Health Committee Amendment No. 1 was adopted.

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Rep. Ramsey moved that **Senate Bill No. 702**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 88
Noes 0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Rudd, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--88

A motion to reconsider was tabled.

SPECIAL ORDER

Rep. Lamberth moved that the House take up the Appropriations Calendar at this time, which motion prevailed.

APPROPRIATIONS CALENDAR

House Bill No. 1153 -- Appropriations - As introduced, makes appropriations for the fiscal years beginning July 1, 2020, and July 1, 2021. by *Lamberth, *Gant, *Hazlewood, *Hicks G, *Williams, *White, *Marsh, *Moon. (*SB912 by *Johnson)

On motion, House Bill No. 1153 was made to conform with **Senate Bill No. 912**; the Senate Bill was substituted for the House Bill.

Rep. Hazlewood moved that Senate Bill No. 912 be passed on third and final consideration.

Rep. Baum requested that Finance, Ways, and Means Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. Baum moved that Finance, Ways, and Means Committee Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Baum moved that Finance, Ways, and Means Committee Amendment No. 3 be withdrawn, which motion prevailed.

Rep. McKenzie moved adoption of House Amendment No. 4 as follows:

Amendment No. 4

AMEND Senate Bill No. 912 by adding the following new sections immediately preceding the antepenultimate section and renumbering the remaining sections accordingly:

SECTION _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$30,000 (nonrecurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Youth Outreach in Science Technology Engineering and Math, to be used for materials and supplies for STEM experiments and for expenses related to a new staff position.

SECTION _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$25,000 (nonrecurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Alliance House Community Coalition, to be used for public health and social service programs and services for underserved communities.

SECTION _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$25,000 (nonrecurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to SEED Inc., to be used for career readiness program and services to reduce generational poverty in low-income communities.

SECTION _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$23,900 (nonrecurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to A1 Learning Connections, to be used to provide after-school tutoring services for students.

SECTION _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$15,000 (nonrecurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to UUNIK Academy, to be used exclusively for the organization's summer school program and STEAMI Summer Institute.

Rep. Hazlewood moved that House Amendment No. 4 be tabled, which motion prevailed by the following vote:

Ayes	65
Noes	25

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Carr, Casada, Cepicky, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Mannis, Marsh, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Russell, Sexton J, Sherrell, Smith, Sparks, Terry, Todd, Vaughan, Warner, Weaver, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Sexton--65

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Representatives voting no were: Beck, Camper, Chism, Clemmons, Cooper, Dixie, Freeman, Hakeem, Hardaway, Harris, Hodges, Jernigan, Johnson G, Lamar, Love, McKenzie, Miller, Mitchell, Parkinson, Powell, Shaw, Stewart, Thompson, Towns, Windle--25

Rep. Camper moved adoption of House Amendment No. 5 as follows:

Amendment No. 5

AMEND Senate Bill No. 912 by deleting the following Item in Section 35 and renumbering the remaining Items accordingly:

Item 11. In Section 1 for Non-Public Education Choice Programs, a reallocation of funds between the Department of Education and Miscellaneous Appropriations is authorized. The Commissioner of Finance and Administration is further authorized to adjust departmental revenues as may be required.

Rep. Lamberth moved that House Amendment No. 5 be tabled, which motion prevailed by the following vote:

Ayes	64
Noes.....	23
Present and not voting.....	1

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Cochran, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Garrett, Gillespie, Grills, Halford, Hall, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Mannis, Marsh, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Smith, Sparks, Terry, Todd, Warner, Weaver, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Sexton--64

Representatives voting no were: Beck, Camper, Clemmons, Cooper, Freeman, Griffey, Hakeem, Hardaway, Harris, Hodges, Jernigan, Johnson G, Lamar, Love, Miller, Mitchell, Parkinson, Powell, Shaw, Stewart, Thompson, Towns, Windle—23

Representative voting present and not voting were: Haston—1

Rep. G. Johnson moved adoption of House Amendment No. 6 as follows:

Amendment No. 6

AMEND Senate Bill No. 912 by deleting the item in Section 43, which contains the following language:

In the fiscal year beginning July 1, 2021, the sum of \$250,000,000 shall be transferred from the general fund to the K-12 Mental Health Trust Fund, with \$225,000,000 being deposited into the K-12 mental health endowment account and \$25,000,000 being deposited into the K-12 mental health special reserve account.

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The provisions of this item are subject to Senate Bill No. 739 / House Bill No. 73 becoming a law, the public welfare requiring it.

AND FURTHER AMEND by inserting the following new section immediately preceding the antepenultimate section and renumbering the remaining sections accordingly:

SECTION _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000,000 (recurring) to the Basic Education Program, to be used in accordance with Tennessee Code Annotated, Section 49-3-307.

Rep. White moved that House Amendment No. 6 be tabled, which motion prevailed by the following vote:

Ayes	65
Noes.....	25
Present and not voting.....	1

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Grills, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Marsh, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudder, Russell, Sexton J, Sherrell, Smith, Sparks, Terry, Todd, Vaughan, Warner, Weaver, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Sexton--65

Representatives voting no were: Beck, Camper, Chism, Clemmons, Cooper, Dixie, Freeman, Hakeem, Hardaway, Harris, Hodges, Jernigan, Johnson G, Lamar, Love, McKenzie, Miller, Mitchell, Parkinson, Powell, Shaw, Stewart, Thompson, Towns, Windle—25

Representatives present and not voting were: Griffey—1

Rep. Powell moved that House Amendment No. 7 be withdrawn, which motion prevailed.

Rep. Mitchell moved adoption of House Amendment No. 8 as follows:

Amendment No. 8

AMEND Senate Bill No. 912 by inserting the following new section immediately preceding the antepenultimate section and renumbering the remaining sections accordingly:

SECTION ____.

Item 1. The appropriation made in Section 58, Item 1, line item 64, Miscellaneous Appropriations, Her Song - Tim Tebow Foundation, hereby is reduced by the nonrecurring sum of \$1,200,000.

Item 2. The appropriation made in Section 58, Item 1, line item 66, Miscellaneous Appropriations, Human Coalition, hereby is reduced by the nonrecurring sum of \$3,000,000.

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Rep. Faison moved that House Amendment No. 8 be tabled, which motion prevailed by the following vote:

Ayes 65
Noes 25

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Grills, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hurt, Johnson C, Keisling, Kumar, Lamberth, Leatherwood, Littleton, Mannis, Marsh, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudder, Russell, Sexton J, Sherrell, Smith, Terry, Todd, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--65

Representatives voting no were: Beck, Camper, Chism, Clemmons, Cooper, Dixie, Freeman, Griffey, Hakeem, Hardaway, Harris, Hodges, Jernigan, Johnson G, Lamar, Love, McKenzie, Miller, Mitchell, Parkinson, Powell, Shaw, Stewart, Thompson, Towns--25

Rep. Hakeem moved that the House consider House Amendment No. 9 pursuant to **Rule No. 60 (B)**, which motion failed by the following vote:

Ayes 24
Noes 65

Representatives voting aye were: Beck, Camper, Chism, Clemmons, Cooper, Dixie, Freeman, Hakeem, Hardaway, Harris, Hodges, Jernigan, Johnson G, Kumar, Lamar, Love, McKenzie, Miller, Mitchell, Parkinson, Powell, Stewart, Thompson, Towns--24

Representatives voting no were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hurt, Johnson C, Keisling, Lamberth, Leatherwood, Littleton, Mannis, Marsh, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Smith, Sparks, Terry, Todd, Vaughan, Warner, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--65

Rep. Hakeem moved that House Amendment No. 10 be withdrawn, which motion prevailed.

Rep. Lamberth moved that the House consider House Amendment No. 11 pursuant to **Rule No. 60 (B)**, which motion prevailed by the following vote:

Ayes 69
Noes 21

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Clemmons, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hurt, Johnson C, Keisling, Kumar, Lamberth, Leatherwood, Littleton, Mannis, Marsh, Moody, Moon, Ogles, Powers, Ragan,

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Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Terry, Todd, Towns, Vaughan, Warner, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--69

Representatives voting no were: Beck, Camper, Chism, Cooper, Dixie, Freeman, Hakeem, Hardaway, Harris, Hodges, Jernigan, Johnson G, Lamar, Love, McKenzie, Miller, Mitchell, Parkinson, Powell, Stewart, Thompson--21

Rep. Lamberth moved adoption of House Amendment No. 11 as follows:

Amendment No. 11

AMEND Senate Bill No. 912 by deleting the language "\$1,094,000 (recurring)" in Section 64, Item 11, and substituting instead the language "\$2,000,000 (recurring)".

On motion, House Amendment No. 11 was adopted by the following vote:

Ayes	73
Noes.....	20

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Clemmons, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Mannis, Marsh, Moody, Moon, Ogles, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Terry, Todd, Towns, Vaughan, Warner, Weaver, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Sexton--73

Representatives voting no were: Beck, Camper, Chism, Cooper, Dixie, Freeman, Hakeem, Hardaway, Harris, Hodges, Johnson G, Lamar, Love, McKenzie, Miller, Mitchell, Parkinson, Stewart, Thompson, Windle--20

PRESENT IN CHAMBER

Rep. Travis was recorded as being present in the Chamber.

APPROPRIATIONS CALENDAR, CONTINUED

Rep. Baum moved that Finance, Ways, and Means Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Calfee moved the previous question, which motion prevailed.

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Rep. Hazlewood moved that **Senate Bill No. 912**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	76
Noes.....	11
Present and not voting.....	3

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Clemmons, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Mannis, Marsh, Moody, Moon, Ogles, Powell, Powers, Ragan, Ramsey, Reedy, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Terry, Todd, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--76

Representatives voting no were: Camper, Dixie, Hakeem, Harris, Hodges, Johnson G, McKenzie, Miller, Mitchell, Stewart, Thompson--11

Representatives present and not voting were: Beck, Chism, Griffey--3

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "no" to "aye" on **Senate Bill No. 912** and have this statement entered in the Journal: Rep. Hodges.

APPROPRIATIONS CALENDAR, CONTINUED

House Bill No. 1151 -- Appropriations - As introduced, authorizes the index of appropriations from state tax revenues for 2021-2022 fiscal year to exceed the index of estimated growth in the state's economy by \$431,600,000 or 2.37 percent. - Amends TCA Title 9, Chapter 4, Part 52. by *Lamberth, *Gant, *Hazlewood, *Hicks G, *Williams. (*SB911 by *Johnson)

On motion, House Bill No. 1151 was made to conform with **Senate Bill No. 911**; the Senate Bill was substituted for the House Bill.

Rep. Hazlewood moved that **Senate Bill No. 911** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper,

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Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Littleton, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Powell, Powers, Ragan, Ramsey, Reedy, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--91

Representatives present and not voting were: Leatherwood--1

A motion to reconsider was tabled.

House Bill No. 1154 -- Budget Procedures - As introduced, authorizes grant payments under the grant assistance program for nursing home care to be made either monthly or quarterly. - Amends TCA Title 3; Title 4; Title 5; Title 6; Title 7; Title 8; Title 9; Title 10; Title 11; Title 12; Title 13; Title 16; Title 17; Title 18; Title 29; Title 33; Title 36; Title 37; Title 38; Title 39; Title 40; Title 41; Title 43; Title 44; Title 45; Title 47; Title 48; Title 49; Title 50; Title 53; Title 54; Title 55; Title 56; Title 57; Title 58; Title 59; Title 60; Title 61; Title 62; Title 63; Title 64; Title 65; Title 66; Title 67; Title 68; Title 69; Title 70 and Title 71. by *Lamberth, *Gant, *Hazlewood, *Hicks G, *Williams. (*SB909 by *Johnson)

On motion, House Bill No. 1154 was made to conform with **Senate Bill No. 909**; the Senate Bill was substituted for the House Bill.

Rep. Hazlewood moved that Senate Bill No. 909 be passed on third and final consideration.

Rep. Baum moved that Finance, Ways, and Means Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Hazlewood moved that **Senate Bill No. 909** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes.....	0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Powell, Powers, Ragan, Ramsey, Reedy, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--92

A motion to reconsider was tabled.

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House Bill No. 1152 -- Bond Issues - As introduced, authorizes the state to issue and sell bonds of up to \$126 million. by *Lamberth, *Gant, *Hazlewood, *Hicks G, *Williams. (*SB910 by *Johnson)

On motion, House Bill No. 1152 was made to conform with **Senate Bill No. 910**; the Senate Bill was substituted for the House Bill.

Rep. Hazlewood moved that **Senate Bill No. 910** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 92
Noes..... 1

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Mannis, Marsh, McKenzie, Miller, Moody, Moon, Ogles, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--92

Representatives voting no were: Mitchell--1

A motion to reconsider was tabled.

SPECIAL ORDER

Rep. Lamberth moved that the House resume the Regular Calendar at this time, which motion prevailed.

REGULAR CALENDAR, CONTINUED

House Bill No. 1319 -- Expunction - As introduced, requires the court to notify a defendant at the time of sentencing if the conviction is for an expungeable offense and the time period after which a petition to expunge may be filed. - Amends TCA Title 40, Chapter 32 and Title 40, Chapter 35, Part 3. by *Hardaway, *Beck, *Freeman, *Clemmons. (*SB965 by *Gilmore)

On motion, House Bill No. 1319 was made to conform with **Senate Bill No. 965**; the Senate Bill was substituted for the House Bill.

Rep. Hardaway moved that Senate Bill No. 965 be passed on third and final consideration.

Rep. Curcio moved that Criminal Justice Committee Amendment No. 1 be withdrawn, which motion prevailed.

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Rep. Hardaway moved that **Senate Bill No. 965** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 78
Noes 10

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Campbell S, Camper, Carr, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Curcio, Darby, Dixie, Doggett, Eldridge, Farmer, Freeman, Gant, Garrett, Gillespie, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Lamar, Lamberth, Leatherwood, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moon, Ogles, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Weaver, Whitson, Windle, Wright, Zachary, Mr. Speaker Sexton--78

Representatives voting no were: Calfee, Crawford, Griffey, Grills, Howell, Lafferty, Littleton, Moody, Sexton J, Warner--10

A motion to reconsider was tabled.

***House Bill No. 648** -- Public Records - As introduced, revises provisions relative to the destruction of original public records. - Amends TCA Section 10-7-404. by *Faison. (SB832 by *Niceley)

On motion, House Bill No. 648 was made to conform with **Senate Bill No. 832**; the Senate Bill was substituted for the House Bill.

Rep. Faison moved that Senate Bill No. 832 be passed on third and final consideration.

Rep. Keisling moved that State Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Faison moved that **Senate Bill No. 832** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 90
Noes 1
Present and not voting 1

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moon, Ogles, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--90

Representatives voting no were: Shaw--1

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Representatives present and not voting were: Campbell S--1

A motion to reconsider was tabled.

***House Bill No. 189** -- Beer - As introduced, authorizes beer manufacturers to self-distribute beer within a 100-mile radius of the manufacturer if the manufacturer brews 50,000 gallons or less. - Amends TCA Title 57, Chapter 5. by *Faison, *Gillespie, *Curcio, *Powell, *Freeman, *Helton, *Camper. (SB177 by *Lundberg, *Crowe)

On motion, House Bill No. 189 was made to conform with **Senate Bill No. 177**; the Senate Bill was substituted for the House Bill.

Rep. Faison moved that Senate Bill No. 177 be passed on third and final consideration.

Rep. Crawford moved that Local Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Faison moved that **Senate Bill No. 177** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	75
Noes.....	12
Present and not voting.....	2

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Camper, Carr, Carringer, Casada, Chism, Clemmons, Cooper, Crawford, Curcio, Darby, Dixie, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Hakeem, Halford, Hall, Hardaway, Harris, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Kumar, Lafferty, Lamberth, Leatherwood, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moon, Powell, Ragan, Ramsey, Reedy, Rudder, Russell, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Towns, Travis, Vaughan, Warner, Weaver, Whitson, Williams, Wright, Mr. Speaker Sexton--75

Representatives voting no were: Campbell S, Cepicky, Cochran, Doggett, Grills, Haston, Keisling, Ogles, Rudd, Sexton J, Windle, Zachary--12

Representatives present and not voting were: Powers, White--2

A motion to reconsider was tabled.

House Bill No. 1183 -- Probation and Parole - As introduced, clarifies that when a person is serving two or more probationary sentences and the person's probation is revoked on one sentence, then the person must receive credit for time served as a result of that revocation against any other concurrent sentence. - Amends TCA Title 39; Title 40 and Title 41. by *Curcio, *Freeman, *Miller, *Love. (*SB622 by *Bell, *Kyle)

Rep. Curcio moved that House Bill No. 1183 be passed on third and final consideration.

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Rep. J. Sexton moved adoption of Criminal Justice Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1183 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 40-35-311(e), is amended by adding the following as a new subdivision:

(3) If a person is serving two (2) or more concurrent probationary sentences and the person's probation is revoked on one (1) probationary sentence, then the person must receive credit for the time served as a result of that probation revocation against any other concurrent probationary sentence that is subsequently revoked in any jurisdiction in this state.

SECTION 2. This act takes effect July 1, 2021, the public welfare requiring it.

On motion, Criminal Justice Committee Amendment No. 1 was adopted.

Rep. Curcio moved that **House Bill No. 1183**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	90
Noes	0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Powell, Powers, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--90

A motion to reconsider was tabled.

***House Joint Resolution No. 85** -- Memorials, Government Officials - Urges DEA to reclassify marijuana as a Schedule II drug. by *Kumar, *Ramsey, *Smith, *Jernigan, *Hodges, *Hardaway, *Lamar.

Rep. Kumar moved adoption of House Joint Resolution No. 85.

Rep. Terry moved adoption of Health Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Joint Resolution No. 85 by deleting all language after the caption and substituting the following:

WHEREAS, cannabis is a naturally occurring genus of plants; marijuana is a psychoactive substance extracted from various varieties of the cannabis plant; and

WHEREAS, marijuana is known to have psychoactive effects on the human brain; it is also known to have certain medical benefits, especially in the treatment of muscle wasting in AIDS, neuropathic pain, chemotherapy-induced nausea and vomiting, and multiple sclerosis spasticity symptoms; and

WHEREAS, the United States Food and Drug Administration (FDA) has approved synthetic forms of marijuana for use in the above four medical conditions; and

WHEREAS, these synthetic forms of marijuana are classified between Schedules II to V by the United States Drug Enforcement Administration (DEA) under the Controlled Substances Act, which makes these forms of marijuana available by prescription of a licensed physician; and

WHEREAS, conversely, marijuana is classified as a Schedule I drug, the most restrictive classification, by the United States Drug Enforcement Administration (DEA) under the Controlled Substances Act; Schedule I drugs are defined as those having the most potential for abuse and dependence, no established medicinal benefits, and a lack of acceptable safety; and

WHEREAS, it is obvious that the regulatory policies of the FDA and DEA are contradictory; and

WHEREAS, the DEA justifies marijuana's Schedule I classification based upon the lack of U.S. research on the substance; however, in a classic Catch-22 scenario, the classification itself prevents research that could demonstrate marijuana's medical efficacy and safety; and

WHEREAS, rescheduling marijuana would open up research opportunities to permit medical cannabis providers to substantiate their claims; and

WHEREAS, in *Washington v. Barr*, the United States Court of Appeals for the Second Circuit found that there was significant evidence demonstrating that marijuana relieved patient suffering and that the DEA had been "dilatory" in its consideration of its status under the Controlled Substances Act; the court also ordered the DEA to "promptly reconsider" its classification of marijuana as a Schedule I drug; and

WHEREAS, marijuana should be reclassified in the interest of public health and safety; now, therefore,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED TWELFTH GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, THE SENATE CONCURRING, that we urge and encourage the Drug Enforcement Administration to reschedule marijuana under the Controlled Substances Act to ensure

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that marijuana is available for medically controlled use and research; so that patients who may benefit from medical marijuana, based on peer-reviewed scientific evidence, can be legally served; and evidence-based scientific research can be conducted to determine the benefits and harms of marijuana for various medical conditions.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be transmitted to the United States Attorney General, the Administrator of the Drug Enforcement Administration, the United States Secretary of Health and Human Services, and the United States Congressional delegation of the State of Tennessee.

On motion, Health Committee Amendment No. 1 was adopted.

Rep. Kumar moved adoption of **House Joint Resolution No. 85**, as amended, which motion prevailed by the following vote:

Ayes 81
Noes..... 6

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Camper, Carringer, Casada, Cepicky, Chism, Clemmons, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gillespie, Griffey, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moon, Ogles, Powell, Ragan, Ramsey, Reedy, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Zachary, Mr. Speaker Sexton--81

Representatives voting no were: Calfee, Carr, Cochran, Powers, Rudd, Todd--6

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "no" on **House Joint Resolution No. 85** and have this statement entered in the Journal: Rep. Moody.

REGULAR CALENDAR, CONTINUED

House Bill No. 1045 -- Health, Dept. of - As introduced, requires licensing authority, upon learning a healthcare prescriber was indicted for or convicted of certain criminal offenses, to restrict or revoke, respectively, the prescriber's ability to prescribe controlled substances; requires licensing authority to suspend the license of certain healthcare professionals upon finding the healthcare professional failed to comply with physician collaboration requirements; requires facility administrators to report certain information. - Amends TCA Title 4; Title 29, Chapter 26; Title 63 and Title 68. by *Kumar, *Hardaway. (*SB212 by *Haile)

On motion, House Bill No. 1045 was made to conform with **Senate Bill No. 212**; the Senate Bill was substituted for the House Bill.

Rep. Kumar moved that Senate Bill No. 212 be passed on third and final consideration.

Rep. Terry moved adoption of Health Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 212 by deleting all language following the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Title 63, Chapter 1, Part 1, is amended by adding the following new section:

(a) Notwithstanding any law, if the licensing authority of a healthcare prescriber learns that the healthcare prescriber is the subject of an indictment for a federal or state criminal offense that involves a controlled substance violation or sexual offense, then the chair of the licensing authority or administrative staff of the licensing authority designated by the chair shall automatically and immediately restrict the license of the healthcare prescriber by removing the prescriber's authorization to prescribe Schedule II controlled substances in this state until the case against the healthcare prescriber reaches final disposition. The chair of the licensing authority or administrative staff of the licensing authority designated by the chair shall immediately send written notice of the license restriction to the healthcare prescriber. Upon receipt of sufficient proof, the chair of the licensing authority or administrative staff of the licensing authority designated by the chair shall remove the license restriction if:

(1) The healthcare prescriber is acquitted by a verdict of the jury upon the merits; or

(2) The prosecution is dismissed, or a nolle prosequi is entered by the prosecuting authority.

(b) Notwithstanding any law, if the licensing authority of a healthcare prescriber learns that the healthcare prescriber is convicted of a federal or state criminal offense that involves a controlled substance violation or sexual offense, then the chair of the licensing authority or administrative staff of the licensing authority designated by the chair shall automatically and immediately, without further action by the licensing authority, revoke the license of the healthcare

prescriber. The chair of the licensing authority or administrative staff of the licensing authority designated by the chair shall immediately send written notice of the license revocation to the healthcare prescriber. If the conviction on which the revocation is based is subsequently overturned or reversed, then the chair of the licensing authority or administrative staff of the licensing authority designated by the chair shall:

(1) Grant the prescriber a new license if the prescriber otherwise satisfies the qualifications for licensure under this title and the criminal charges against the prescriber involving a controlled substance violation or sexual offense have reached final disposition; or

(2) Grant the prescriber a new license subject to the restriction described in subsection (a) if the prescriber otherwise satisfies the qualifications for licensure under this title, but the criminal charges against the prescriber involving a controlled substance violation or sexual offense have not reached final disposition.

(c)

(1) Failure by a person licensed under and required by chapter 7 or 19 of this title to collaborate with a physician for any act within the person's licensed scope of practice constitutes a threat to the public health, safety, and welfare and imperatively requires emergency action by the person's licensing authority.

(2) Notwithstanding any law, if the licensing authority of a person licensed under and required by chapter 7 or 19 of this title to collaborate with a physician for any act within the person's licensed scope of practice learns that the person has failed to comply with the collaboration requirement, then the chair of the licensing authority, or the chair's designee, shall direct the administrative staff to automatically and immediately, without further action of the licensing authority, suspend the license of the person until the licensing authority receives sufficient proof that the person is in compliance with the collaboration requirements of this title.

SECTION 2. Tennessee Code Annotated, Title 63, Chapter 7, Part 1, is amended by adding the following new section:

(a)

(1) Failure by a person licensed under and required by this chapter to collaborate with a physician for any act within the person's licensed scope of practice constitutes a threat to the public health, safety, and welfare and imperatively requires emergency action by the board.

(2) Notwithstanding any law, if the board learns that a person licensed under this chapter and subject to a requirement to collaborate with a physician for any act within the person's licensed scope of practice has failed to comply with the collaboration requirement, then the board

chair, or the chair's designee, shall direct the administrative staff to automatically and immediately, without further action by the board, suspend the person's license until the board receives sufficient proof that the person is in compliance with the collaboration requirements of this chapter.

(3) The licensure sanction authorized by this subsection (a) is supplementary to, and does not limit, the authority of the board to take other disciplinary action against a licensee the board determines to be in violation of this chapter.

(b) If a healthcare prescriber licensed under this chapter is the subject of a disciplinary action by the board for conduct related to improper prescribing or diversion of a controlled substance, but retains an active license with prescribing authority following the disciplinary action, then the healthcare prescriber shall not prescribe a controlled substance in this state unless the healthcare prescriber is working in collaboration with a physician who is physically present at the same practice site and licensed to prescribe controlled substances in this state. The board shall determine the period of time that a healthcare prescriber is subject to the on-site supervision requirement of this subsection (b), which must not be less than two (2) years.

SECTION 3. Tennessee Code Annotated, Title 63, Chapter 19, Part 1, is amended by adding the following new section:

(a)

(1) Failure by a person licensed under and required by this chapter to collaborate with a physician for any act within the person's licensed scope of practice constitutes a threat to the public health, safety, and welfare and imperatively requires emergency action by the board.

(2) Notwithstanding any law, if the board learns that a person licensed under this chapter and subject to a requirement to collaborate with a physician for any act within the person's licensed scope of practice has failed to comply with the collaboration requirement, then the board chair shall direct the administrative staff to automatically and immediately, without further action by the board, suspend the person's license until the board receives sufficient proof that the person is in compliance with the collaboration requirements of this chapter.

(3) The licensure sanction authorized by this subsection (a) is supplementary to, and does not limit, the authority of the board to take other disciplinary action against a licensee the board determines to be in violation of this chapter.

(b) If a healthcare prescriber licensed under this chapter is the subject of a disciplinary action by the board for conduct related to improper prescribing or diversion of a controlled substance, but retains an active license with prescribing authority following the disciplinary action, then the healthcare prescriber shall not prescribe a controlled substance in this state unless the healthcare prescriber is

working in collaboration with a physician who is physically present at the same practice site and licensed to prescribe controlled substances in this state. The board shall determine the period of time that a healthcare prescriber is subject to the on-site supervision requirement of this subsection (b), which must not be less than two (2) years.

SECTION 4. Tennessee Code Annotated, Section 4-5-322(h)(5), is amended by deleting the subdivision and substituting the following:

(5)

(A)

(i) Except as provided in subdivision (h)(5)(B), unsupported by evidence that is both substantial and material in the light of the entire record;

(ii) In determining the substantiality of evidence, the court shall take into account whatever in the record fairly detracts from its weight, but the court shall not substitute its judgment for that of the agency as to the weight of the evidence on questions of fact;

(B)

(i) Unsupported by a preponderance of the evidence in light of the entire record, if the administrative findings, inferences, conclusions, or decisions were made by a board, council, committee, agency, or regulatory program created pursuant to chapters 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, and 31 of title 63;

(ii) In determining whether the administrative findings, inferences, conclusions, or decisions are supported by a preponderance of the evidence, the court shall take into account whatever in the record fairly detracts from its weight, but the court shall not substitute its judgment for that of the agency as to the weight of the evidence on questions of fact.

SECTION 5. Tennessee Code Annotated, Section 68-11-218, is amended by deleting the section and substituting the following:

(a) The chief administrative official of each hospital or other facility shall report to the respective licensing board, committee, council, or agency the following:

(1) Any disciplinary action taken concerning any person licensed under title 63 or this title, when the action is related to professional ethics, professional incompetence, negligence, moral turpitude, or drug or alcohol abuse; and

(2) Any information that the chief administrative official reasonably believes indicates that a person licensed under title 63 or this title has been referred to or participated in a professional assistance program on two (2) or more separate occasions because the person:

(A) Inappropriately prescribed an opioid;

(B) Diverted an opioid;

(C) Engaged in sexual activity with a patient; or

(D) Has a mental or physical impairment that prevents the person from safely practicing the licensed profession.

(b)

(1) A report to a licensing board, committee, council, or agency made pursuant to subdivision (a)(1) must be in writing and must be made within sixty (60) days of the date of a disciplinary action described in subdivision (a)(1).

(2) A report to a licensing board, committee, council, or agency made pursuant to subdivision (a)(2) must be in writing, must be made on or before January 31 of each year, and must cover any referrals occurring during the previous calendar year.

(c) For purposes of this section, "disciplinary action" includes termination, suspension, reduction, or resignation of hospital privileges for any of the reasons listed in subsection (a).

(d) Notwithstanding § 63-1-150, § 63-6-228, or any other provision to the contrary, the hospital or facility shall make available to the respective licensing board, committee, council, or agency, for examination all records pertaining to a disciplinary action described in subdivision (a)(1).

(e) Any individual who, as a member of any committee, an employee, or a contractor of any hospital or facility, files a report pursuant to this section, is immune from liability to the extent provided in § 63-1-150.

SECTION 6. This act takes effect upon becoming a law, the public welfare requiring it, and applies to disciplinary actions taken or information first received on or after the effective date of this act.

On motion, Health Committee Amendment No. 1 was adopted.

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Rep. Kumar moved that **Senate Bill No. 212**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 91
Noes 0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moon, Ogles, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--91

A motion to reconsider was tabled.

***House Bill No. 582** -- Controlled Substances - As introduced, authorizes the departments of health and mental health and substance abuse services and the bureau of TennCare to provide in an electronic format the educational materials required to be made available to prescribers of medication assisted treatment and facilities that use medication-assisted treatment for the treatment of substance use disorder. - Amends TCA Title 4; Title 16, Chapter 22; Title 33; Title 38; Title 39, Chapter 17; Title 40; Title 41; Title 45; Title 50; Title 53; Title 63; Title 67 and Title 68. by *Terry, *Ramsey. (SB484 by *Haile)

Rep. Terry moved that **House Bill No. 582** be reset for the Regular Calendar on May 3, 2021, which motion prevailed.

House Bill No. 565 -- Medical Occupations - As introduced, specifically authorizes a licensed medical professional who draws blood at a nonprofit blood bank or blood center, a dentist, or a nurse to administer a vaccination against COVID-19 as long as the professional, dentist, or nurse has received appropriate training on how to administer the vaccination. - Amends TCA Title 63. by *Dixie, *Camper, *Hardaway, *Hakeem, *Shaw, *McKenzie, *Parkinson, *Love, *Chism, *Towns, *Miller, *Lamar, *Harris, *Cooper, *Ramsey. (*SB410 by *Gilmore, *Campbell)

On motion, House Bill No. 565 was made to conform with **Senate Bill No. 410**; the Senate Bill was substituted for the House Bill.

Rep. Dixie moved that Senate Bill No. 410 be passed on third and final consideration.

Rep. Terry moved adoption of Health Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 410 by deleting all language after the enacting clause and substituting:

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SECTION 1. Tennessee Code Annotated, Title 63, Chapter 5, is amended by adding the following as a new section:

(a) As used in this section, "COVID-19" means an infectious respiratory disease caused by the coronavirus named SARS-CoV-2, or a mutation of that coronavirus.

(b) Notwithstanding a law to the contrary, a dentist licensed under this chapter may administer a vaccination against COVID-19 if the dentist has received appropriate training as recommended by the centers for disease control and prevention.

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.

On motion, Health Committee Amendment No. 1 was adopted.

Rep. Dixie moved that **Senate Bill No. 410**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	79
Noes.....	12
Present and not voting.....	2

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cooper, Crawford, Curcio, Darby, Dixie, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Hakeem, Hardaway, Harris, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moon, Ogles, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Windle, Wright, Zachary--79

Representatives voting no were: Calfee, Cochran, Doggett, Grills, Halford, Hall, Howell, Hurt, Littleton, Moody, Williams, Mr. Speaker Sexton--12

Representatives present and not voting were: Griffey, Haston--2

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "aye" to "no" on **Senate Bill No. 410** and have this statement entered in the Journal: Rep. Sherrell.

REGULAR CALENDAR, CONTINUED

***House Bill No. 705** -- Tobacco, Tobacco Products - As introduced, adds use of vapor products to the acts that are prohibited in enclosed public places under the Non-Smoker Protection Act. - Amends TCA Title 39, Chapter 17. by *Russell, *Gant, *White, *Sherrell. (SB1047 by *Southerland)

Further consideration of House Bill No. 705, previously considered on April 1, 2021 and April 8, 2021, at which time it was rereferred to the Calendar and Rules Committee.

On motion, House Bill No. 705 was made to conform with **Senate Bill No. 1047**; the Senate Bill was substituted for the House Bill.

Rep. Russell moved that Senate Bill No. 1047 be passed on third and final consideration.

Rep. Russell moved adoption of House Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 1047 by deleting "the fifty-foot limit may be extended" and substituting "the fifty-foot limit shall be extended" in subdivision (b)(2) of Section 5.

On motion, House Amendment No. 1 was adopted.

Rep. Farmer moved the previous question, which motion prevailed.

Rep. Russell moved that **Senate Bill No. 1047**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	57
Noes.....	29
Present and not voting.....	2

Representatives voting aye were: Alexander, Boyd, Bricken, Campbell S, Carr, Carringer, Casada, Cepicky, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Grills, Halford, Hall, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Mannis, Marsh, Moon, Ogles, Powers, Ragan, Reedy, Rudder, Russell, Shaw, Sherrell, Smith, Terry, Todd, Vaughan, Warner, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--57

Representatives voting no were: Baum, Beck, Calfee, Camper, Clemmons, Cochran, Dixie, Freeman, Hakeem, Hardaway, Harris, Haston, Hawk, Jernigan, Johnson G, Lamar, Love, McKenzie, Miller, Mitchell, Moody, Powell, Rudd, Sexton J, Sparks, Stewart, Thompson, Towns, Weaver--29

Representatives present and not voting were: Gillespie, Griffey--2

A motion to reconsider was tabled.

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***House Bill No. 1252** -- Tort Liability and Reform - As introduced, states that there is no cause of action for wrongful birth based on a claim that a person would not or should not have been born or for wrongful life based on a claim that a person would or should have been aborted. - Amends TCA Title 20 and Title 29. by *Faison, *Moody, *Hicks T, *Lamberth, *Griffey, *Rudd, *Littleton, *Smith, *Lynn, *Weaver, *Grills, *Hall, *Hurt, *Sexton J. (SB1370 by *Bell)

On motion, House Bill No. 1252 was made to conform with **Senate Bill No. 1370**; the Senate Bill was substituted for the House Bill.

Rep. Faison moved that **Senate Bill No. 1370** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 69
Noes..... 20

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Carr, Casada, Cepicky, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Mannis, Marsh, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Smith, Sparks, Terry, Todd, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--69

Representatives voting no were: Beck, Camper, Clemmons, Dixie, Freeman, Hakeem, Hardaway, Harris, Hodges, Jernigan, Johnson G, Lamar, Love, McKenzie, Miller, Mitchell, Powell, Shaw, Stewart, Towns--20

A motion to reconsider was tabled.

***House Joint Resolution No. 490** -- Memorials, Recognition - Alpha Kappa Alpha Sorority Day, May 6, 2021. by *Cooper, *Towns, *Stewart, *Camper, *McKenzie, *Miller.

Further consideration of House Joint Resolution No. 490, previously considered on the Consent Calendar for April 27, 2021, at which time it was objected to and reset for today's Regular Calendar.

Rep. Faison requested that House Joint Resolution No. 490 be moved to the heel of the Calendar, which motion prevailed.

***House Joint Resolution No. 501** -- Memorials, Recognition - Steve Moore. by *Williams.

Further consideration of House Joint Resolution No. 501, previously considered on the Consent Calendar for April 27, 2021, at which time it was objected to and reset for today's Regular Calendar.

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Rep. Williams moved adoption of **House Joint Resolution No. 501**, which motion prevailed by the following vote:

Ayes 90
Noes 1

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--90

Representatives voting no were: Dixie--1

A motion to reconsider was tabled.

RECESS MOTION

Rep. Lamberth moved that the House stand in recess 1:15 p.m., which motion prevailed.

RECESS EXPIRED

The recess having expired, the House was called to order by Mr. Speaker Sexton.

ROLL CALL DISPENSED

On motion of Rep. Lamberth the roll call was dispensed with.

REGULAR CALENDAR, CONTINUED

***Senate Joint Resolution No. 2** -- Constitutional Amendments - Proposes adding a provision establishing the right to work regardless of status of affiliation with any labor union or employee organization. by *Kelsey. (*Smith, *Doggett, *Gant, *Williams, *Alexander, *Garrett, *Boyd, *Lynn, *Vaughan, *Faison, *Moon, *Zachary, *Sexton C, *Terry, *Powers, *Hazlewood, *Mannis, *Casada, *Helton, *Rudder, *Hall, *Littleton, *Hawk, *Lamberth, *Marsh, *Sherrell, *Kumar, *Wright, *Eldridge, *Hurt, *Weaver, *Howell, *Hicks T, *Griffey, *Todd)

Senate Joint Resolution No. 2 was previously considered on April 26, 2021 and April 27, 2021, for the first two Constitutional readings.

Rep. Todd requested that the Clerk read Senate Joint Resolution No. 2 for the third and final Constitutional reading, as prescribed by the Constitution of the State of Tennessee.

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The Clerk read Senate Joint Resolution No. 2.

Rep. Todd moved that the House concur in Senate Joint Resolution No. 2.

Rep. Marsh moved the previous question, which motion prevailed.

Rep. Todd moved that the House concur in **Senate Joint Resolution No. 2**, which motion prevailed by the following vote:

Ayes	67
Noes.....	24
Present and not voting.....	1

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Carr, Carringer, Casada, Cepicky, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Grills, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Mannis, Marsh, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Smith, Sparks, Terry, Todd, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Sexton--67

Representatives voting no were: Campbell S, Camper, Chism, Clemmons, Cooper, Dixie, Freeman, Hakeem, Hardaway, Harris, Hodges, Jernigan, Johnson G, Lamar, Love, McKenzie, Miller, Mitchell, Powell, Shaw, Stewart, Thompson, Towns, Windle--24

Representatives present and not voting were: Griffey--1

Senate Joint Resolution No. 2, having been read three separate times on three separate days, received a vote in the affirmative by two-thirds of the members elected to the Tennessee House of Representatives of the One Hundred Twelfth General Assembly and was declared concurred in pursuant to Article 11, Section 3 of the Constitution of the State of Tennessee

A motion to reconsider was tabled.

***House Joint Resolution No. 535** -- Memorials, Recognition - Michael Working, Tennessee Association of Criminal Defense Lawyers 2020-2021 President. by *Lamar, *Clemmons, *Harris, *Camper.

Further consideration of House Joint Resolution No. 535, previously considered on the Consent Calendar for April 28, 2021, at which time it was objected to and reset for today's Regular Calendar.

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Rep. Lamar moved adoption of **House Joint Resolution No. 535**, which motion prevailed by the following vote:

Ayes	70
Noes.....	14
Present and not voting.....	1

Representatives voting aye were: Alexander, Baum, Boyd, Campbell S, Camper, Carr, Carringer, Chism, Clemmons, Cochran, Cooper, Curcio, Darby, Dixie, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lamar, Lamberth, Leatherwood, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moon, Ogles, Powell, Ramsey, Rudder, Russell, Shaw, Sherrell, Sparks, Stewart, Thompson, Todd, Towns, Travis, Vaughan, Warner, White, Whitson, Windle, Wright, Mr. Speaker Sexton--70

Representatives voting no were: Bricken, Calfee, Cepicky, Crawford, Doggett, Eldridge, Howell, Littleton, Moody, Powers, Rudd, Sexton J, Smith, Weaver--14

Representatives present and not voting were: Ragan--1

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "aye" to "no" on **House Joint Resolution No. 535** and have this statement entered in the Journal: Rep. Sherrell.

REGULAR CALENDAR, CONTINUED

***Senate Joint Resolution No. 10** -- Constitutional Amendments - Proposes an amendment to the Constitution of Tennessee to provide for the exercise of powers and duties of the governor during disability. by *Massey, *Bowling, *Jackson, *Powers, *Gardenhire, *Reeves, *Walley. (*Lamberth)

Senate Joint Resolution No. 10 was previously considered on April 28, 2021, for the first Constitutional reading.

Rep. Lamberth requested that the Clerk read Senate Joint Resolution No. 10, as amended, as prescribed by the Constitution of the State of Tennessee.

The Clerk read Senate Joint Resolution No. 10, as amended.

Rep. Lamberth moved that Senate Joint Resolution No. 10 be reset for the Regular Calendar on May 3, 2021 for its third and final reading, which motion prevailed.

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***House Joint Resolution No. 98** -- Constitutional Amendments - Proposes an amendment to Article I, Section 33 of the Constitution of Tennessee removing the criminal punishment exception from slavery and involuntary servitude prohibition. by *Towns, *Faison, *Kumar, *Lamar, *Thompson, *Camper, *Terry, *Miller, *Dixie, *Love, *Clemmons, *Hakeem.

On motion, **Senate Joint Resolution No. 80** was substituted for House Joint Resolution No. 98.

Rep. Towns requested that the Clerk read Senate Joint Resolution No. 80 for the first Constitutional reading, as prescribed by the Constitution of the State of Tennessee.

The Clerk read Senate Joint Resolution No. 80.

Rep. Towns moved that Senate Joint Resolution No. 80 be reset for May 3, 2021, for its second reading, which motion prevailed.

***House Bill No. 1015** -- Health Care - As introduced, authorizes the department of health to develop and implement discount plans that cover not only prescription drugs but also dental and vision services; adds consumer protections for such plans. - Amends TCA Title 47, Chapter 18; Title 53; Title 56; Title 63; Title 68 and Title 71. by *Hicks G, *Garrett, *Smith, *Hazlewood, *Helton, *Weaver. (SB1271 by *Reeves)

On motion, House Bill No. 1015 was made to conform with **Senate Bill No. 1271**; the Senate Bill was substituted for the House Bill.

Rep. G. Hicks moved that Senate Bill No. 1271 be passed on third and final consideration.

Rep. Kumar moved that Insurance Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. G. Hicks moved that **Senate Bill No. 1271** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 92
Noes..... 0

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--92

A motion to reconsider was tabled.

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***House Joint Resolution No. 490** -- Memorials, Recognition - Alpha Kappa Alpha Sorority Day, May 6, 2021. by *Cooper, *Towns, *Stewart, *Camper, *McKenzie, *Miller.

Further consideration of House Joint Resolution No. 490, previously considered on April 27, 2021 and today's Regular Calendar.

Rep. Cooper moved adoption of House Joint Resolution No. 490.

Rep. Cooper moved that the House consider House Amendment No. 1 pursuant to **Rule No. 60 (B)**, which motion prevailed by the following vote:

Ayes 86
Noes..... 0

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moon, Ogles, Powell, Powers, Ramsey, Reedy, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--86

Rep. Cooper moved adoption of House Amendment No. 1 as follows:

Amendment No. 1

AMEND House Joint Resolution No. 490 by deleting all language after the caption and substituting:

WHEREAS, Alpha Kappa Alpha (AKA) Sorority Day at the Capitol will be held May 6, 2021, with all three states in the South Eastern Region, Alabama, Mississippi, and Tennessee, combined; this year's celebration will be virtual for Connection Committees and AKA members from the South Eastern Region; and

WHEREAS, trust between law enforcement agencies and the people they protect and serve is essential to a democracy; and

WHEREAS, law enforcement and the communities they protect and serve are grappling with new challenges and the increased complexity as both work for safer communities, prevention of crime, and building trust across demographic lines; and

WHEREAS, we acknowledge and respect the work and dedication of our public safety officer members who put their lives at risk every day to serve and protect the public without regard to race, color, and creed; furthermore, we recognize the complex challenges that law enforcement confronts and faces throughout our State; and

WHEREAS, police departments, elected officials, individual officers, public safety unions, John D. Cooper of the Memphis Fire Department, Frank Boyd, Sr. of Alabama Law Enforcement, and community leaders all have roles to play in supporting programs

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that take a comprehensive and inclusive look at community-based initiatives addressing core issues, such as poverty, education, health, and safety; and

WHEREAS, while much work remains to be done to address many long-standing issues and challenges, not only within the field of law enforcement, but also within the broader criminal justice system, trust between law enforcement agencies and the people they protect and serve is key to the stability of our communities and to the integrity of our criminal justice system; now, therefore,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED TWELFTH GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, THE SENATE CONCURRING, that we recognize Alpha Kappa Alpha Sorority Day at the Capitol, May 6, 2021, a virtual celebration for the AKA members from the South Eastern Region of Alabama, Mississippi, and Tennessee.

BE IT FURTHER RESOLVED, that an appropriate copy of this resolution be prepared for presentation with this final clause omitted from such copy and upon proper request made to the appropriate clerk, the language appearing immediately following the State seal appear without House or Senate designation.

On motion, House Amendment No. 1 was adopted.

Rep. Cooper moved adoption of **House Joint Resolution No. 490**, as amended, which motion prevailed by the following vote:

Ayes	85
Noes.....	0
Present and not voting.....	3

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moon, Ogles, Powell, Powers, Ragan, Ramsey, Reedy, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Thompson, Towns, Travis, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--85

Representatives present and not voting were: Moody, Rudd, Todd--3

A motion to reconsider was tabled.

MESSAGE CALENDAR

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 619** -- Insurance Companies, Agents, Brokers, Policies - As introduced, requires an insurer to include cost sharing amounts paid by the enrollee, or on behalf of the enrollee by another person, when calculating an enrollee's contribution to an applicable cost sharing requirement. - Amends TCA Title 56, Chapter 7. by *Rudder, *Helton, *Smith, *Cepicky, *Mitchell, *Terry, *Hicks G, *Hazlewood, *Kumar, *Thompson, *Hawk, *Bricken, *Lamar, *White, *Freeman, *Gillespie, *Johnson C, *Carr, *Littleton, *Hodges, *Rudd, *Powers, *Hall, *Sherrell, *Carringer, *Parkinson, *Eldridge, *Moody, *Todd. (SB1397 by *Swann, *Reeves, *White, *Akbari, *Rose)

Senate Amendment No. 1

AMEND House Bill No. 619 by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Section 56-7-3201, is amended by adding the following as new subdivisions:

() "Cost sharing requirement" means a copayment, coinsurance, deductible, or annual limitation on cost sharing, including, but not limited to, a limitation subject to 42 U.S.C. §§ 18022(c) and 300gg-6(b), required by, or on behalf of, an enrollee in order to receive a specific healthcare service covered by a health plan, including a prescription drug, whether under the medical or the pharmacy benefit;

() "Generic alternative" means a drug that is designated to be therapeutically equivalent by the United States food and drug administration's Approved Drug Products with Therapeutic Equivalence Evaluations;

() "Prescription drug" means a drug that under federal or state law is required to be dispensed only pursuant to a prescription order or is restricted to use by individuals authorized by law to prescribe drugs;

SECTION 2. Tennessee Code Annotated, Title 56, Chapter 7, Part 32, is amended by adding the following as a new section:

(a) When calculating an enrollee's contribution to an applicable cost sharing requirement, an insurer shall include cost sharing amounts paid by the enrollee or on behalf of the enrollee by another person.

(b) Subsection (a) does not apply to a prescription drug for which there is a generic alternative, unless the enrollee has obtained access to the brand name prescription drug through prior authorization, a step therapy protocol, the insurer's exceptions and appeals process, or as specified in § 53-10-204(a).

SECTION 3. This act takes effect July 1, 2021, the public welfare requiring it, and applies to health plans entered into, executed, issued, amended, delivered, or renewed on or after that date.

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Rep. Rudder moved that the House concur in Senate Amendment No. 1 to **House Bill No. 619**, which motion prevailed by the following vote:

Ayes 88
Noes 0

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Darby, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--88

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 830** -- Consumer Protection - As introduced, requires a manufacturer, under certain circumstances, to replace farm machinery with comparable farm machinery or accept return of the farm machinery and refund the full purchase price and related repair costs, less a reasonable allowance for use and a reasonable offset for physical damage; creates a civil cause of action for consumers. - Amends TCA Title 43; Title 47, Chapter 18 and Title 55. by *Kumar, *Crawford, *Haston, *Grills, *Hardaway, *Todd, *Hazlewood, *Chism, *Powell, *Ragan. (SB831 by *Niceley, *Bowling, *Crowe, *Gardenhire, *Haile, *Hensley, *Jackson, *Lundberg, *Massey, *Pody, *Powers, *Reeves, *Rose, *Southerland, *Stevens, *Walley, *Yager)

Senate Amendment No. 2

AMEND House Bill No. 830 by inserting the following into § 47-18-3101 in SECTION 1 as a new subdivision (2) and renumbering the existing subdivisions accordingly:

(2) "Clear title" means legal ownership free from a perfected security interest or other perfected lien;

AND FURTHER AMEND by deleting § 47-18-3101(7) in SECTION 1 and substituting:

(7) "Farm machinery":

(A) Means self-propelled equipment or machinery primarily designed and used for agricultural purposes purchased or leased by a consumer for the first time from a manufacturer, distributor, or authorized dealer; and

(B) Does not include an off-highway vehicle as defined in § 55-8-101(12) and (13), an all-terrain vehicle as defined in § 55-8-101(1), lawn tractors, or lawn mowers;

AND FURTHER AMEND by deleting § 47-18-3102(b) in SECTION 1 and substituting:

(b) The consumer shall furnish possession of the nonconforming farm machinery to the manufacturer, distributor, or authorized dealer at the time of a refund or replacement. If a refund is made, then the refund must be made to the consumer, and lien holder or holder of a security interest, if any, as their interest may appear. If a replacement is made, then a consumer, lien holder, or lessor shall furnish clear title to, and possession of, the farm machinery to the manufacturer, distributor, or authorized dealer.

Rep. Kumar moved that the House concur in Senate Amendment No. 2 to **House Bill No. 830**, which motion prevailed by the following vote:

Ayes 89
Noes 0

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Ogles, Powell, Powers, Ragan, Ramsey, Reedy, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--89

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE AMENDMENTS

House Bill No. 1145 -- Criminal Offenses - As introduced, designates farms as critical infrastructure for purposes of the offense of critical infrastructure vandalism so the destruction or interference with any farm will be at least a Class E felony. - Amends TCA Title 39 and Title 43. by *Grills, *Todd, *Doggett, *Griffey, *Moody, *Hurt, *Cepicky, *Sexton J, *Hall, *Crawford, *Haston, *Bricken, *White, *Sherrell, *Halford, *Warner, *Lynn. (*SB285 by *Rose, *Walley, *Bowling, *Hensley, *Pody, *Powers, *Stevens)

Senate Amendment No. 1

AMEND House Bill No. 1145 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-14-411, is amended by deleting subsections (a) and (b) and substituting:

(a) A person commits the offense of critical infrastructure vandalism who knowingly:

(1) Interrupts or interferes with critical infrastructure or its operation; or

(2) Destroys or injures critical infrastructure or a farm.

(b) As used in this section:

(1) "Critical infrastructure" includes, but is not limited to, the infrastructure of the following services to the general public:

(A) Telephone, telegraph, television, internet, or other telecommunication services;

(B) Electric, heat, natural gas, or other power or energy services;

(C) The distribution of crude or refined liquid petroleum products or natural gas, and the pipelines, pumping stations, terminals, and equipment necessary for operation of the facility;

(D) Water, wastewater, or sewer services; and

(E) Railroads and other transportation services; and

(2) "Farm" has the same meaning as defined in § 43-26-102 and includes the real property, vehicles, equipment, machinery, animals, or crops contained on a farm.

SECTION 2. This act takes effect July 1, 2021, the public welfare requiring it.

Rep. Grills moved that the House concur in Senate Amendment No. 1 to **House Bill No. 1145**, which motion prevailed by the following vote:

Ayes	90
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--90

Representatives present and not voting were: Johnson G--1

A motion to reconsider was tabled.

UNFINISHED BUSINESS

RULES SUSPENDED

Rep. Lamberth moved that the rules be suspended in order to allow **House Bill No. 580** to be heard in the Education Administration Committee next week, which motion prevailed.

RULES SUSPENDED

Representative Lamberth moved the following rules be suspended for the remainder of the 2021 Legislative Session, which motion prevailed:

Rule No. 17: so that all congratulatory and memorializing resolutions can be placed directly on the next Consent Calendar;

Rule No. 49: the 48-hour rule so that all bills moved from Calendar and Rules can be set on the next floor Calendar;

Rule No. 49: the 25 bill limit rule so that more than 25 bills may be placed on the calendar for final consideration on any one day;

Rule No. 50: the 72-hour rule for posting the Consent Calendar, so that local bills and other bills and resolutions coming out of Calendar and Rules can be placed on the next Consent Calendar on a daily basis.

Rule No. 59: notice provisions so that all bills from the Senate with messages can be announced and/or automatically placed on the next Message Calendar;

Rule No. 67: so that committee and subcommittee meetings can be held at times other than those specified in the House Weekly Schedule and with less than 72 hours notice;

Rule No. 71: the 24-hour rule requiring all amendments to be available to members 24 hours before consideration on the floor;

Rule No. 83(1): so that all bills reported out of subcommittee can be heard on the next full committee calendar without waiting a week;

Rule No. 83(1): so that all bills reported out of committee can be heard in the next committee or subcommittee without waiting a week;

Rule No. 83(1): so that items in committee and subcommittee can be placed on the next calendar notwithstanding the Wednesday 3:30 deadline for placing bills on notice.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 443 Rep. Williams as prime sponsor.

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House Bill No. 772 Rep. Sherrell as prime sponsor.

House Bill No. 928 Reps. Sherrell, Lynn, Littleton, Eldridge, Todd and Kumar as prime sponsors.

House Bill No. 1398 Reps. Griffey, Casada, Weaver, Alexander, Moody, Crawford, Reedy, Hodges, Russell, Cochran and Leatherwood as prime sponsors.

**MESSAGE FROM THE SENATE
April 29, 2021**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No. 503; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**ENROLLED BILLS
April 29, 2021**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolution No. 503; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
April 29, 2021**

The Speaker announced that he had signed the following: House Joint Resolution No. 503.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE
April 29, 2021**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No. 503; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**REPORT OF CHIEF ENGROSSING CLERK
April 29, 2021**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolutions Nos. 132, 174, 412, 413, 414, 415 and 503; for his action.

GREG GLASS, Chief Engrossing Clerk

THURSDAY, APRIL 29, 2021 – THIRTY-FIRST LEGISLATIVE DAY

MESSAGE FROM THE SENATE
April 29, 2021

MR. SPEAKER: I am directed to transmit to the House, HB 570; The Senate acceded to the request of the House for the appointment of a conference Committee. The Speaker appointed a Conference Committee composed of Senators: Bell, Kyle and Roberts to confer with a like committee from the House in open conference to resolve the difference between the bodies on HB 570.

RUSSELL A. HUMPHREY, Chief Clerk

ENGROSSED BILLS
April 29, 2021

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bill No. 1538;

GREG GLASS, Chief Engrossing Clerk

ENGROSSED BILLS
April 29, 2021

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bill No. 902;

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE GOVERNOR
April 29, 2021

MR. SPEAKER: I am directed by the Governor to return herewith: House Joint Resolutions Nos. 132, 174, 412, 413, 414, 415, 503 and 511; with his approval.

LANG WISEMAN, Deputy and Counsel to the Governor

ENROLLED BILLS
April 29, 2021

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolutions Nos. 94 and 95; and find same correctly enrolled and ready for the signature of the Speaker.

GREG GLASS, Chief Engrossing Clerk

SIGNED
April 29, 2021

The Speaker announced that he had signed the following: House Resolutions Nos. 94 and 95.

GREG GLASS, Chief Engrossing Clerk

THURSDAY, APRIL 29, 2021 – THIRTY-FIRST LEGISLATIVE DAY

**MESSAGE FROM THE SENATE
April 29, 2021**

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 416, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433 and 480; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**ENGROSSED BILLS
April 29, 2021**

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bills Nos. 920 and 1183; House Joint Resolutions Nos. 85, 490, 501, 535, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562 and 563;

GREG GLASS, Chief Engrossing Clerk

ROLL CALL

The roll call was taken with the following results:

Present..... 91

Representatives present were Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton -- 91

RECESS

On motion of Rep. Gant, the House stood in recess until 4:00 p.m., Monday, May 3, 2021.